EXHIBIT 7 Filed Redacted/Under Seal

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Page 1
             UNITED STATES DISTRICT COURT
1
 2
            NORTHERN DISTRICT OF CALIFORNIA
 3
     LD, DB, BW, RH, and CJ on
 4
                                       )
     behalf of themselves and
 5
     all others similarly situated,
                  Plaintiffs,
                                      )No.
 6
                                      )4:20-cv-02254-YGR
        vs.
     UNITED HEALTHCARE INSURANCE
 7
     COMPANY, a Connecticut
                                         CONFIDENTIAL
     Corporation, UNITED BEHAVIORAL ) ATTORNEYS' EYES
     HEALTH, a California
8
                                              ONLY
                                       )
     Corporation, and MULTIPLAN,
                                       )
9
     INC., a New York Corporation,
                  Defendants.
10
11
12
             The videotaped discovery deposition of
     MULTIPLAN, INC., by and through Sean Crandell,
13
     taken in the above-entitled cause, before
14
15
     Deralyn Gordon, a notary public of Cook County,
16
     Illinois, on the 14th day of July, 2022, via
17
     virtual Zoom, beginning at approximately
     9:13 AM CST, pursuant to 30(b)(6) and 30(b)(1)
18
19
    Notice.
20
21
2.2
23
     REPORTED BY: DERALYN GORDON, CSR, RPR, CRR
2.4
     LICENSE NO:
                  084-003957
```

	· · · · · · · · · · · · · · · · · · ·
	Page 2
1	PRESENT:
2	
3	ARNALL GOLDEN GREGORY LLP
4	BY AARON R. MODIANO, ESQ.
5	1775 Pennsylvania Avenue NW, Suite 1000
6	Washington DC 20006
7	(202) 677-4030
8	aaron.modiano@agg.com
9	- AND -
10	DL LAW GROUP
11	BY KATIE SPEILMAN, ESQ.
12	345 Franklin Street
13	San Francisco, California 94102
14	(415) 969-6329
15	katie@dllawgroup.com
16	appeared on behalf of plaintiffs;
17	
18	
19	
20	
21	
22	
23	
2 4	

	Page 3
1	PRESENT: (CONT'D)
2	
3	PHELPS DUNBAR LLP
4	BY CRAIG L. CAESAR, ESQ., and
5	ERROL KING, ESQ.
6	365 Canal Street, Suite 2000
7	New Orleans, Louisiana 70130
8	(504) 566-1311
9	craig.caesar@phelps.com
10	errol.king@phelps.com
11	-AND-
12	PHELPS DUNBAR LLP
13	BY KATIE CICARDO MANNINO, ESQ.,
14	400 Convention Street, Suite 1100
15	Baton Rouge, Louisiana 70802
16	(225) 346-0285
17	katie.mannino@phelps.com
18	appeared on behalf of defendant MultiPlan,
19	Inc., and the deponent;
20	
21	
22	
23	
24	

	Page 4
1	PRESENT: (CONT'D)
2	
3	GIBSON DUNN & CRUTCHER LLP
4	BY HEATHER RICHARDSON, ESQ., and
5	KRYSTA HYPPOLITE, ESQ.,
6	333 South Grand Avenue
7	Los Angeles, California 90071
8	(213) 229-7000
9	hrichardson@gibsondunn.com
10	khyppolite@gibsondunn.com
11	appeared on behalf of plaintiffs
12	United Healthcare and United
13	Behavioral Health;
14	
15	
16	
17	ALSO PRESENT:
18	Ms. Gracie Huff, Concierge;
19	Mr. Kevin Duncan, Videographer.
2 0	Mr. Darwin Peng.
21	
2 2	
23	
2 4	

	•
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2	VOLUME I
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8	by and through Sean Crandell
9	By Mr. Modiano 8
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14	DEPOSITION EXHIBITS
15	MULTIPLAN, INC.,
16	by and through Sean Crandell
17	
18	NUMBER DESCRIPTION IDENTIFIED
19	Exhibit 1 Plaintiffs' Notice of 10
20	Taking Deposition Pursuant
21	to Fed R CIV P 30(B)(6)
22	No Bates numbers
23	
24	

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1		DEPOSITION EXHIBITS
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5	NUMBER	DESCRIPTION IDENTIFIED
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7		Sean Crandell
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9		
10	Exhibit 3	Viant's Facility Outpatient 28
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20	Exhibit 5	MultiPlan's Objections and 60
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23		MultiPlan, Inc.
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6	Exhibit	6	Behavioral Outpatient Health	72
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22			to Jolene Bradley dated 5/2/2	18
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24				

			Page 8
1		DEPOSITION EXHIBITS	
2		MULTIPLAN, INC.,	
3		by and through Sean Crandell	
4			
5	NUMBER	DESCRIPTION IDE	NTIFIED
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11		to Sean Crandell dated 10/4/19	
12		MPI-0002030 - MPI-0002032	
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14	Exhibit 1	12 Email from Marie Glass to	102
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1		DEPOSITION EXHIBITS	
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	Page 10
1	(Crandell Deposition Exhibit
2	Nos. 1 and 2 marked for
3	identification.)
4	THE VIDEOGRAPHER: Good morning. We are
5	going on the video record at 9:13 AM on July 14,
6	2022.
7	Please note that this deposition is being
8	conducted virtually. Quality of recording depends
9	on the quality of camera and Internet connection
10	of participants. What is heard from the witness
11	and seen on screen is what will be recorded.
12	Audio and video recording will continue to
13	take place unless all parties agree to go off
14	the record.
15	Here begins the 30(b)(6) and 30(b)(1)
16	deposition of MultiPlan, Inc., given by
17	Mr. Sean Crandell, taken on behalf of
18	the plaintiffs in the case matter of
19	LD, et al., versus United Healthcare Insurance
20	Company, et al., filed in the US District Court
21	Northern District of California, bearing case
22	number 4:20-cv-02254-YGR.
23	My name is Kevin Duncan, and I am a
24	certified legal video specialist representing

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	Page 11
1	Veritext Legal Solutions. The court reporter
2	today is Ms. Deralyn Gordon from Veritext Legal
3	Solutions.
4	I'm not authorized to administer an oath,
5	I'm not related to any party in this action, nor
6	am I financially interested in the outcome.
7	Counsel, will you please identify
8	yourselves starting with the noticing party.
9	MR. MODIANO: Sure. This is
10	Aaron Modiano, representing the plaintiffs in
11	this matter. And I am joined by our co-counsel,
12	Katie Speilman, of DL Law Group.
13	MR. CAESAR: And this is Craig Caesar from
14	Phelps Dunbar on behalf of defendant MultiPlan.
15	I'm joined by my colleagues, Errol King and
16	Katie Mannino.
17	MS. RICHARDSON: And this is
18	Heather Richardson on behalf of the United
19	defendants. I'm from Gibson Dunn. And I'm
20	joined by my colleagues, Krysta Hyppolite and
21	Darwin Peng.
22	THE VIDEOGRAPHER: Thank you, counsel.
23	Will the court reporter please administer
24	the oath.

	Page 12
1	(Whereupon the witness was
2	sworn.)
3	THE VIDEOGRAPHER: Thank you. You may
4	proceed.
5	MULTIPLAN, INC.,
6	by and through Sean Crandell
7	called as a witness herein, having been first duly
8	sworn, was examined and testified as follows:
9	EXAMINATION
10	BY MR. MODIANO:
11	Q. Good morning, Mr. Crandell.
12	A. Good morning.
13	Q. My name is Aaron Modiano. We actually met
14	before. I don't know if you remember.
15	A. Yup, I do.
16	Q. Okay. Yeah. So I'm this time I'm
17	representing the plaintiffs in an entirely
18	different matter.
19	So we're going to skip some of the some
20	of our introductions. But, you know, as we've met
21	before, you have been deposed before; correct?
22	A. Correct.
23	Q. Other than the case that the
24	Fremont matter where I took your deposition, have

	Page 13
1	you been deposed other than that?
2	A. No, I have not.
3	Q. Okay. And just a reminder or you know,
4	other than the laptop where you're viewing, you're
5	conducting this deposition, do you have any
6	screens, phones, electronic devices?
7	A. No. I only have two I have the file
8	share and the Zoom open only.
9	Q. Okay. And I believe Mr. King and
10	Mr. Caesar said they were present in the room with
11	you; is that correct?
12	A. Yes, sir.
13	Q. Okay. Is anybody else present with you?
14	A. No.
15	Q. Anybody else on a conference call, line
16	virtually?
17	A. No, sir.
18	Q. Okay. I'll just go over a couple of quick
19	ground rules.
20	The court reporter, although she's not
21	actually in the room with us, she's taking down
22	everything we're saying. So just let me finish my
23	question, and then, you know, please proceed to
24	give, you know, give your answer so we don't talk

Page 14 1 over each other. 2 Α. Okay. 3 Ο. And I know this is being video recorded, but for the sake of the record, just please make 4 5 sure it's yes, no, not uh-huh, uh-uh, shaking the head, that sort of thing. 6 7 If you don't understand any of my questions, just please let me know, and I'm happy 8 9 to rephrase them. And if you need a break, and this goes for 10 11 anybody and as well as our court reporter, so if 12 anybody needs a break, just let me know. I'm 13 happy to take one. All I ask is that before we go 14 on break if there's a pending question, that it 15 just be answered. 16 Does that work for you, Mr. Crandell? 17 Α. Yes. 18 Q. Okay. 19 MR. CAESAR: One point before we start --20 MR. MODIANO: Uh-huh. 21 MR. CAESAR: -- with respect to objections 22 is we have proceeded in other depositions in this case, objection for one defendant works for all 23 24 defendants so that we're -- hopefully we can avoid

	Page 15
1	multiple objections. But obviously each of
2	the defendant's counsel is free to object as
3	necessary. But hopefully we will minimize
4	the disruptions.
5	MR. MODIANO: That's fine by me. All for
6	one, one for all.
7	MR. CAESAR: Great.
8	BY MR. MODIANO:
9	Q. And, Mr. Crandell, as your attorney just
10	mentioned objections, they your attorney or
11	United's attorney may raise some objections.
12	All I would ask is that unless you're
13	instructed by your attorney not to answer my
14	question, that you do. Is that all right?
15	A. Yes.
16	Q. Okay. And even though we're here in a
17	virtual deposition, I just would like to remind
18	you that you are testifying under oath today.
19	Do you understand what that means?
20	A. Yes.
21	Q. Okay. Have you taken and, again, these
22	are just these next couple questions are just
23	standard. I don't mean anything by them. They're
24	just on the script.

	Page 16
1	But have you taken any medication in
2	the last 24 hours that could affect your ability
3	to understand my questions or tell the truth?
4	A. No.
5	Q. Okay. Do you have any underlying medical
6	or behavioral health condition that could affect
7	your ability to understand my questions or to tell
8	the truth?
9	A. No.
10	Q. Anything that you'd like to make me aware
11	of before we begin?
12	A. No, sir.
13	Q. Okay. Then let's just go straight to
14	the depositions or the deposition notices
15	rather.
16	MR. MODIANO: So how do we I'd like
17	there we go.
18	So if I can I just pulled up
19	the 30(b)(6) deposition notice. Does that show up
20	on the screen?
21	BY MR. MODIANO:
22	Q. Mr. Crandell, can you see the plaintiffs'
23	notice of taking deposition pursuant to Federal
24	Rule 30(b)(6)?

	Page 17
1	A. So I click on this one right here?
2	MR. CAESAR: Which one is it, the first or
3	second?
4	THE WITNESS: The second one? Okay.
5	A. Sorry.
6	BY MR. MODIANO:
7	Q. That's okay.
8	A. All right. It just pulled up.
9	Q. Okay. So have you seen this document
10	before?
11	A. Yes.
12	Q. Okay.
13	MR. MODIANO: And, counsel, correct me if
14	I get the numbers wrong, but I believe you've been
15	identified for topics 2, 5, 7, 8, 11, 15, 18, and
16	26. Is that correct?
17	MR. CAESAR: And 13.
18	MR. MODIANO: Oh. And 13. Okay. Sorry.
19	You really want him to answer that one,
20	huh?
21	MR. CAESAR: He'll try.
22	BY MR. MODIANO:
23	Q. Okay. And since we're doing this both at
24	the beginning, I'd like to switch to the next

	Page 18
1	deposition notice, your 30(b)(1) notice.
2	Just let me know when you have that up.
3	A. It is up.
4	Q. And have you seen this document before?
5	A. Yes.
6	Q. Okay. So and are you appearing here
7	today pursuant to both of these notices?
8	A. Yes.
9	Q. Okay. And do you understand what it means
10	to be a 30(b)(6) witness?
11	A. I believe it's I'm representing MultiPlan
12	as a
13	Q. You're speaking as their corporate
14	representative?
15	A. Correct.
16	Q. Okay. So in your did you prepare for
17	today's deposition?
18	A. Yes.
19	Q. And one thing I usually say at the
20	beginning, I'll just say it again now, is I never
21	actually want to know about a conversation that
22	you've had with counsel. So all of my questions,
23	you know, if it's involving that communication, I
24	don't want to know.

Page 19 1 Α. Okay. 2 Ο. So they're all excluding that. And that's 3 before, you know, what did you do to prepare for your deposition today. 4 So if you met with counsel, I would ask 5 that you say that and the length of time, but any 6 7 substance I would ask you not to, you know, discuss with us. 8 9 Α. Okay. 10 Ο. So what did you do to prepare for today's 11 deposition? 12 Α. I met with Mr. Caesar and Mr. King. I met 13 with Mr. Caesar on Tuesday for approximately 14 four hours, and Ms. Mannino was also present. 15 On Wednesday I prepared about six hours or so with Mr. Caesar, Mr. King, and Ms. Mannino. 16 17 Okay. Ο. And were these in person or 18 virtually or a combination? 19 A combination. You know, Mr. Caesar was present, Ms. Mannino was via phone, and Mr. King 20 21 was present. 22 Okay. And did you review any documents Ο. 23 during these preparation meetings? 2.4 Α. Yes.

Page 20 And what documents, if you recall, 1 Ο. Okay. 2 did you review? 3 Α. The ones I can recall are the complaint, the specific numbers that were just recited. 4 went through some emails, a claims file, as well 5 as a few white paper documents, et cetera, to 6 7 prepare myself to answer the questions. Ο. And when you say you went through 8 Okav. emails, do you remember who was on those emails? 9 10 Α. No. Do you remember approximately what 11 Ο. 12 timeframe they covered? 13 Α. From what I remember it was 2016 through I 14 don't remember the end date on some of them. 15 Ο. Okay. So more or less present? 16 Α. Yeah. 17 Okay. And when you say you reviewed Ο. the claim file, what do you mean when you say you 18 reviewed a claim file? 19 20 I was made aware that there was a claims Α. 21 file with the claims in question. So I reviewed 22 the claims file headers just so I have an understanding of what it actually was. 23

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Okay. So was this a spreadsheet?

2.4

Q.

	Page 21
1	A. Yes.
2	Q. Okay. And when you say you reviewed
3	white papers, which white papers did you review?
4	A. The Viant OPR white paper.
5	Q. Okay. Which version or versions?
6	A. I can't remember.
7	Q. Or just what what years?
8	A. I think it was the I think the 2018
9	version of it.
10	Q. Okay. And I'll ask I mean, we're going
11	to ask questions about white papers.
12	A. Okay.
13	Q. We'll come into that in a bit.
14	So any other documents that you can recall
15	reviewing?
16	A. No.
17	Q. Okay. And other than your attorneys, do
18	you recall speaking with anyone regarding your up-
19	this deposition you're here for?
20	A. Yeah. I actually did talk with
21	Mike Schill on Wednesday morning, not in
22	the presence of my counsel, regarding he was
23	the one that put the claims file together. And I
24	had a question about what a column meant, and I

	Page 22
1	asked him. So
2	Q. Okay.
3	A that's the only other contact I've got
4	with outside counsel.
5	Q. So do you have an understanding of what
6	this case is about?
7	A. I have a general understanding, yes.
8	Q. Okay. And so what is your general
9	understanding?
10	A. I my understanding of the case is that
11	there's discrepancies in reimbursement amounts
12	that the plaintiffs feel and they should have
13	been owed. Okay.
14	And then the other discrepancies that were
15	brought to my attention that are at issue here are
16	codes regarding APCs and 80015, which is a
17	HCPCS code. That's my general understanding.
18	Q. Just for the sake of our court reporter,
19	when we say HCPCS, that's H-C-P-C; correct?
20	A. Correct.
21	Q. Thank you.
22	A. Sure.
23	Q. I know what you're talking about, but I
24	A. Yeah.

	Page 23
1	Q just just want to make it easier to
2	appear in our transcript.
3	A. Yeah. And if I talk in acronyms, please
4	stop me. It's a habit of mine, so
5	Q. I mean, well, because otherwise it would
6	take forever to say anything.
7	So what is your current role and your
8	position at MultiPlan?
9	A. I'm currently the vice president of health
10	care economics at MultiPlan. I've been in this
11	role since July of 2020.
12	Previous to that I started with MultiPlan
13	in 2010 with the Viant and MultiPlan merger.
14	Previous to that I worked for Viant from
15	20 or 2007 through 2010 when the merger
16	occurred.
17	Previous to that I worked for Texas True
18	Choice, which was a PPO network in the state of
19	Texas.
20	Q. For your entire time at MultiPlan so
21	2010 forward have you always been in health
22	care economics or whatever the department would
23	have been called?
24	A. Yeah. I've been in some one of

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Page 24 the divisions of health care economics the whole 1 2 time. 3 Ο. Okay. So your present role, which I think you stated you've been in since 2020. So what --4 5 Α. Uh-huh. -- are your -- what are your duties and 6 Q. 7 what are your responsibilities in that role? Α. The health care economics area is in 8 9 the finance area. And what we do is we -- we kind of have a couple different divisions under health 10 11 care economics. The first would be what I'll call an 12 13 information planning area. And that area is 14 responsible for, you know, delivering, reporting, 15 and, you know, what I'll call self-service platforms to our end users, which are everybody 16 17 from sales and account management, you know, to operations, to our, you know, product area. 18 19 So there's a -- that area kind of really 20 does a wide variety of hosting with technologies 21 like QLIK View and QLIK Sense. 22 Our other areas that I oversee are 23 the advanced analytics area, which include

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Data iSight areas, you know, advanced algorithm

2.4

Page 25

and analytic support.

The last area really is what I'll call the MRA, which is medical reimbursement analysis analytics area. And this area is headed up by Mike Schill who is on my team. Mike is, you know, responsible for the -- what I'll call algorithms and the data-gathering component of all of our analytic-based products that we offer our clients.

And then I also do have Karen Beckstead reports directly to me as well. Karen is a legacy Viant and really focuses on the Viant UCR product. She has been there for a long -- a long time.

And then the last direct report I have is more of, you know, a strategy area. His name is John Briggs. John has just recently joined us from -- and really heads up a lot of our strategic initiatives, you know, everything from streamlining our operations.

Q. Okay. And when you refer to your clients, are you referring to internal clients, external

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Page 26 1 clients or both? 2 Α. My -- our clients are really our internal 3 users, people that are sending us the requests. We're an internal face -- internal-facing, you 4 5 know, request area where we're really gathering information and requests from our operations area, 6 7 our provider -- our provider network development 8 area. 9 Our -- my definition of clients are 10 everybody in the organization. Okay. So is it a fair statement that you 11 Ο. guys support all of the lines of business within 12 13 the organization? 14 Α. Yes. 15 Q. Okay. That's good. So now we can --16 subject to -- I want to make sure I understand. 17 You've got three direct reports; is 18 that what you testified to? Mike Schill, 19 Karen Beckstead, and --20 No, I --Α. 21 Q. Oh, sorry. 22 I actually -- Julio Lopez oversees our Α. 23 enterprise analytics, that's one. Gaurav Agarwal 24 oversees our information planning, that's two.

Page 27 Karen Beckstead is in our Viant UCR area. 1 2 Mike Schill is our MRA product analytics, and then 3 the last one is John Briggs. That's five direct 4 reports. 5 Ο. Okay. And who do you report to? Α. I report to the CFO, Jim Head. 6 7 Okay. And does he report to the CEO? Q. Yes, Dale White. 8 Α. 9 Q. Okay. So now we can move on. 10 So first thing I want to ask you about is 11 going to -- I want to -- I'm going to just put 12 sort of Topics 2 and 15 together. So if you 13 wanted to bring up your 30(b)(6), I'll read out 14 the two topics. 15 So Topic 2 is: "All reasons why 16 the patient claims underlying litigation, both as to the named Plaintiffs and as to the punitive 17 18 class, have been underpaid, including, but not 19 limited to, databases, methodologies, and 20 percentiles used to determine the payment 21 amounts." And then that was Topic 2? Topic 15 is: "The data source(s) utilized 22 23 by the Viant outpatient" -- I'm just reading them 24 in, and then we'll go through question by

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	Page 28
1	question.
2	A. Okay.
3	Q. I'm not going to ask one big open-ended
4	MR. CAESAR: Can we stop for a second?
5	We Aaron, we have some IT folks who stopped in.
6	Can we go off the record for a couple minutes?
7	MR. MODIANO: Sure.
8	MR. CAESAR: We're still trying to
9	figure out an issue with respect to the Zoom room.
10	Can we go off the record for a couple of seconds?
11	MR. MODIANO: Yeah. No problem by me.
12	THE VIDEOGRAPHER: Please stand by. Going
13	off the video record at 9:33 AM.
14	(Recess taken.)
15	THE VIDEOGRAPHER: We are back on record
16	at 9:40 AM. You may proceed.
17	MR. MODIANO: Okay.
18	Thank you and no questions pending.
19	(Crandell Deposition Exhibit
20	No. 3 marked for
21	identification.)
22	BY MR. MODIANO:
23	Q. I actually just put Exhibit 3 in marked
24	exhibits, so I oh, no, I'm sorry. I was

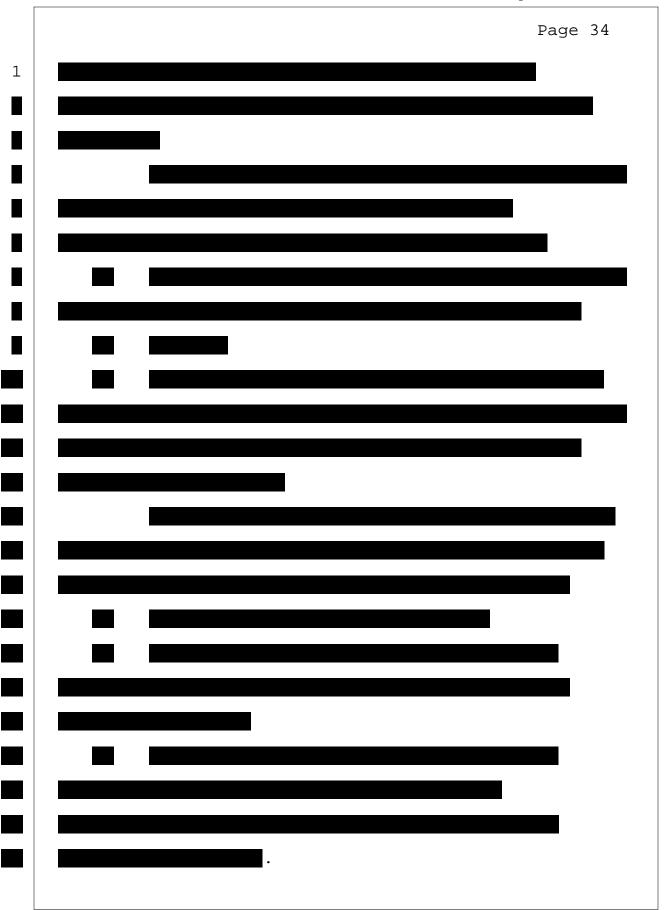
Page 29 reading the topics, and then I'll go to Exhibit 3, 1 2 because they're both going to relate. 3 So I believe we covered Topic 2. Topic 15 is: "The data source(s) utilized by 4 5 the Viant outpatient facility methodology or program from January 1, 2015, to present. This 6 7 request shall include, but is not limited to, the selection of data sets, loading of data sets, 8 9 any modification of data sets, verification as to 10 the integrity of data sets, and the models 11 utilizing such sets, and any assumptions or 12 modifications applied by the model or to the data 13 in the pricing of claims by the Viant OPR model or 14 program as to be out-of-network mental health 15 claims." Okay. 16 So the first exhibit I wanted to bring 17 up --18 MR. CAESAR: Wait. Aaron, I thought you 19 were going to mark the notices as Exhibits 1 and 20 When I click on them, I don't see an exhibit 21 mark. 22 MR. MODIANO: I can put a stamp on them. 23 THE CONCIERGE: Yeah. They are actually 24 marked right now as Exhibit 1, 2, and he just

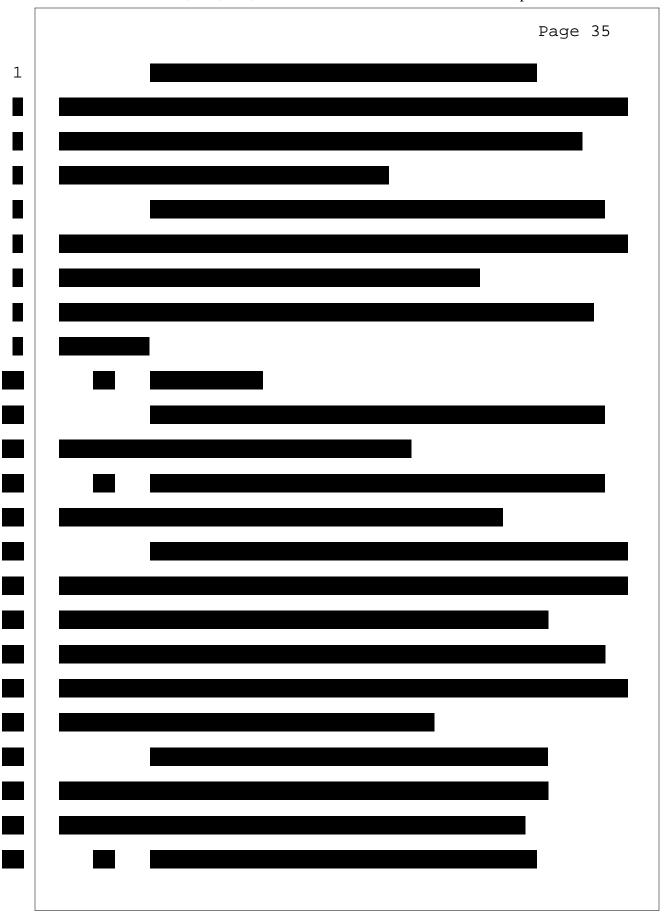
	Page 30
1	introduced a third document.
2	So if you can confirm that what you see in
3	the marked exhibits
4	MR. CAESAR: I'm clicked on No. 1, and the
5	individual notice, and I don't see an exhibit
6	sticker on it, on my copy.
7	THE CONCIERGE: Yeah, you're right.
8	There's not a sticker in there.
9	Mr. Modiano, from now on you can just
10	like I said before, just have the option to add
11	the stamp when introducing the exhibit. So it
12	should be good from now on.
13	And I can I'll make sure the ones that
14	were introduced before, I'll mark them and put a
15	sticker.
16	MR. CAESAR: All right. Thank you.
17	THE CONCIERGE: Yeah, no problem.
18	(Discussion held off the
19	record.)
20	BY MR. MODIANO:
21	Q. So, yeah, just click on 3. This has been
22	produced to us at MultiPlan MPI Bates 0007803.
23	And I believe well, rather than me
24	telling you what I think it is, can you just pull

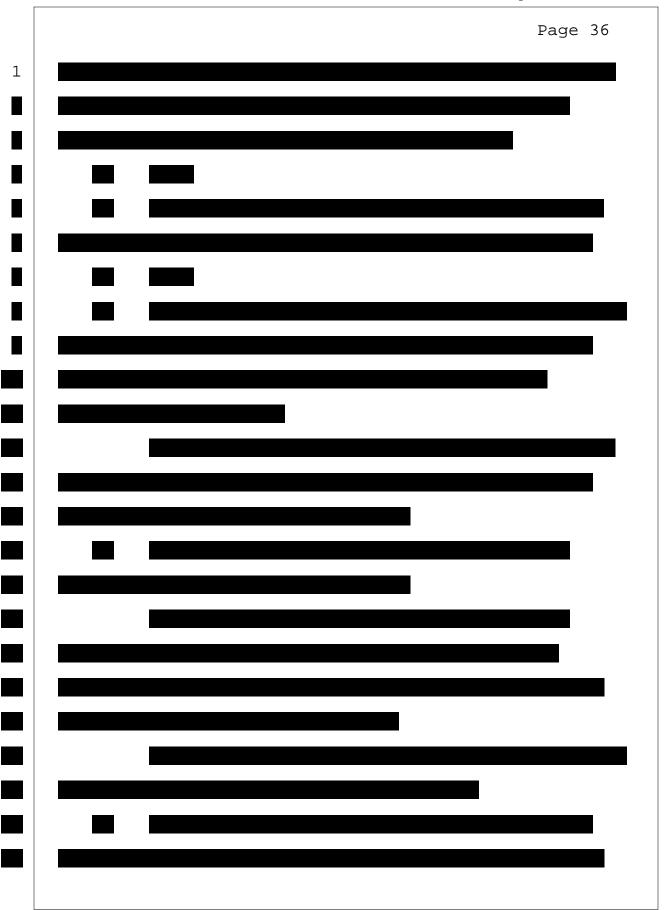
							Page 31
1	up	the	document	and have	a look	at it?	
2		Α.	Yup. I	have it u	p.		
3							

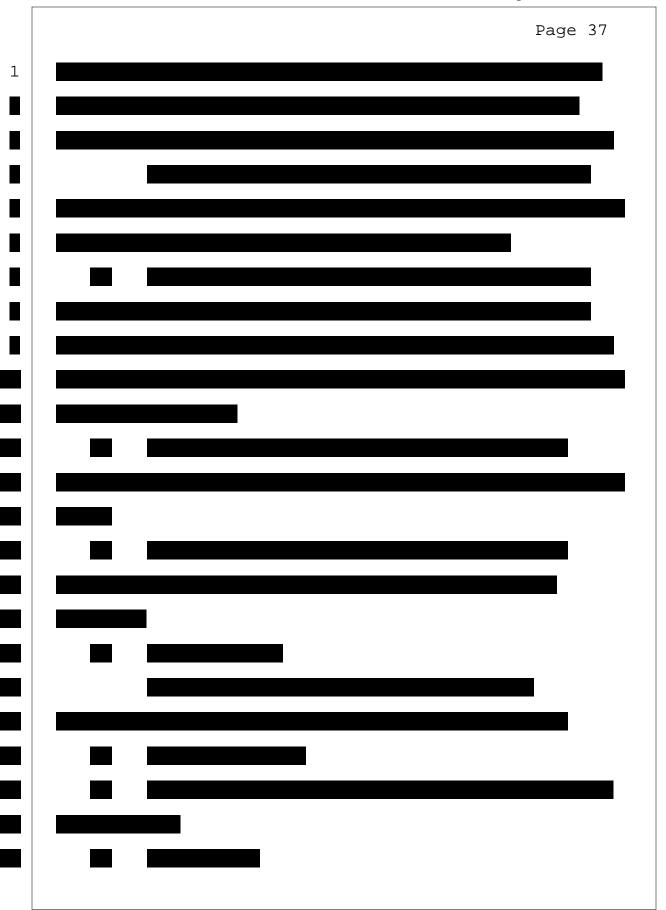
Page 32

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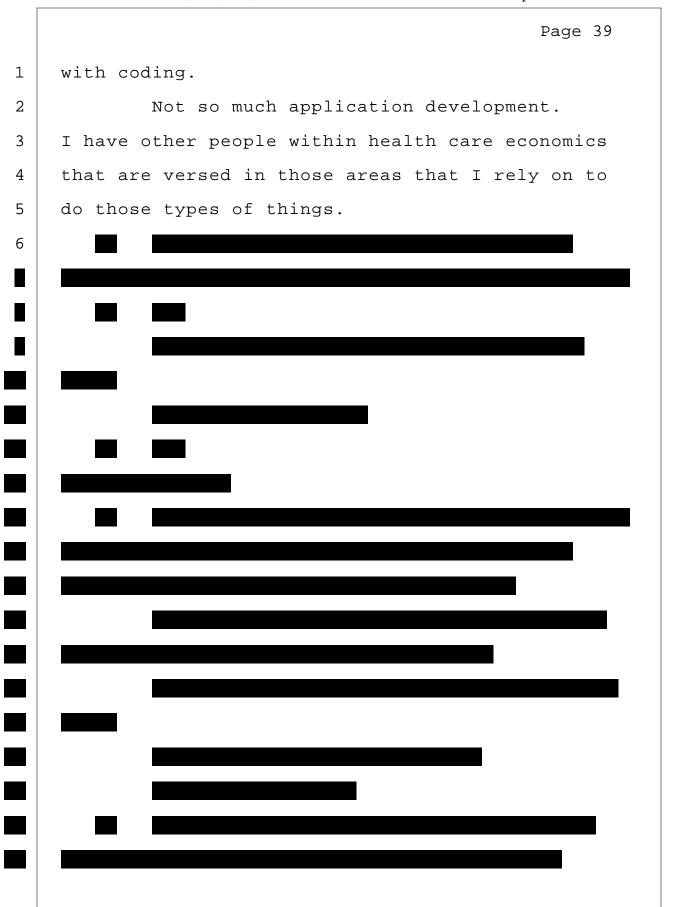






	Page 38
1	Q. Okay. And do you know what other
2	databases were considered, not ultimately
3	implemented, but were considered during this
4	period? I'm just going to go from 2009 to
5	present.
6	A. No, I do not.
7	Q. Okay. Do you have any background in
8	statistics?
9	A. Statistics classes in college. That's
10	about it. I'm not a certified statistician at
11	all.
12	Q. Okay. And how about computer programming?
13	A. Yes.
14	Q. Okay.
15	A. SQL, Oracle, Power BI, and I'm versed in
16	all areas of what I'll call analytical coding per
17	se.
18	Q. So XML would be another one you're
19	familiar with?
20	A. Not really XML, no.
21	Q. Okay.
22	A. More so just your standard you know,
23	I'm an analyst so it's by heart. And it's more
24	so just, you know, solving analytical problems

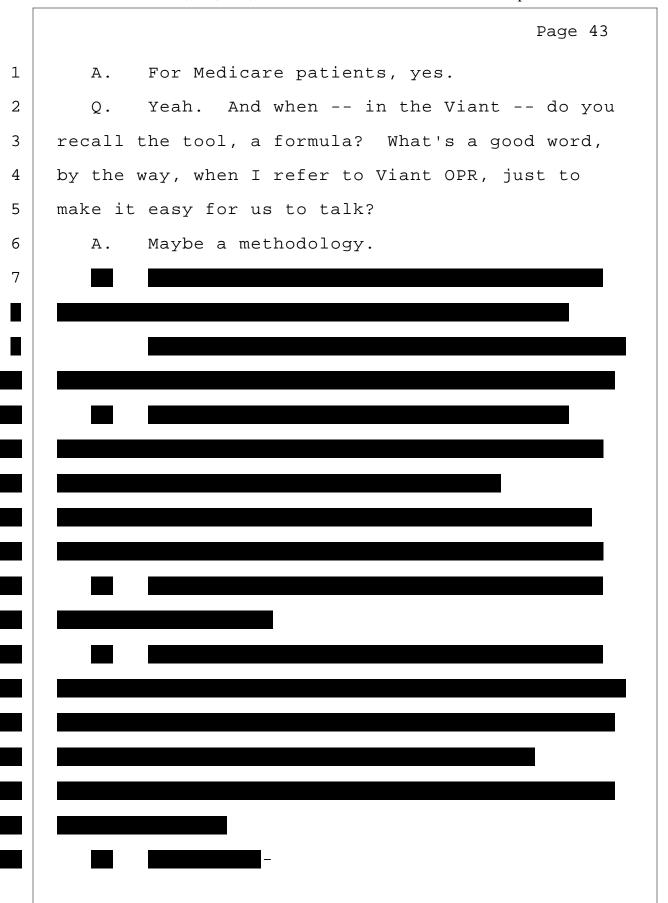
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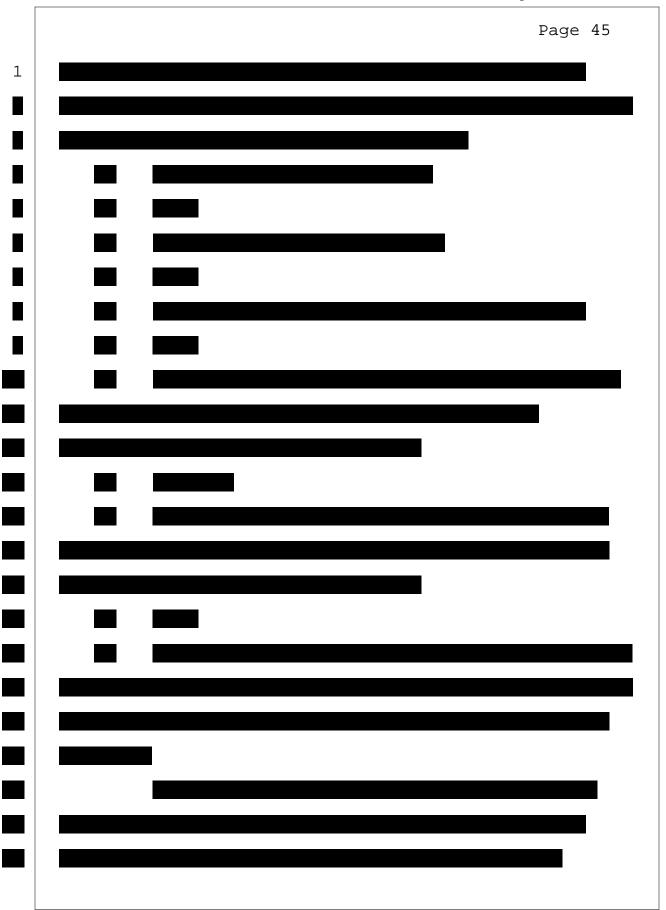
	Page 40
ВҮ	MR. MODIANO:
	Q. Okay. So I want to move to page 4 of thi
do	cument now. Just let me know when you're there
	A. Is it the page okay, page 3 of 10.
Ok	ay. Got it.
	Q. Page 4 of 10, sorry. When I said page 4,
I	meant page 4 of 10.
	A. Okay. I'm on there.

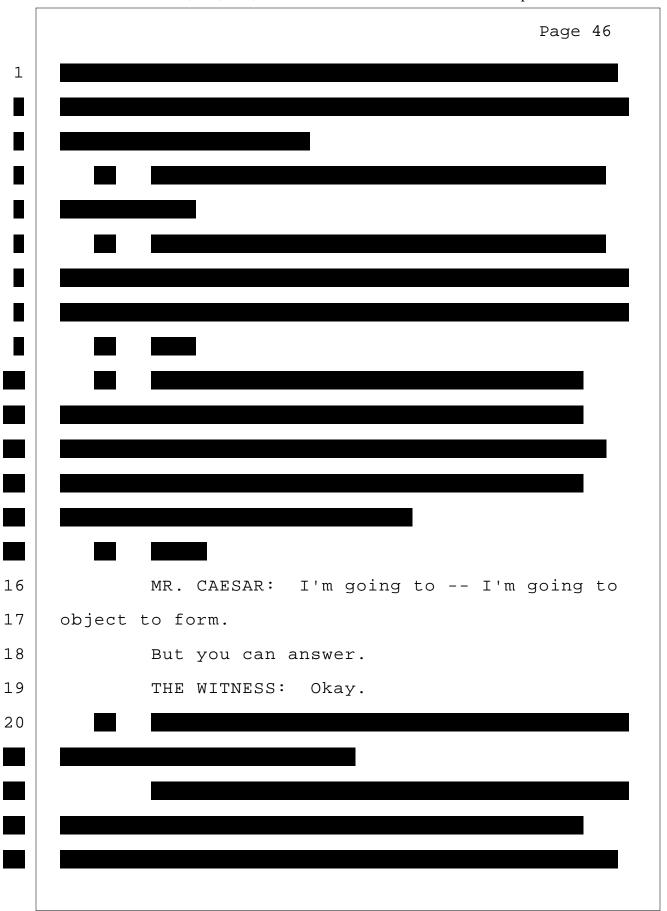
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	Page 42
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9	(Court reporter clarification.)
10	(Discussion held off the
11	record.)
12	BY MR. MODIANO:
13	Q. And now in terms of in terms of
14	payment, is there do you know how
15	the APC payment number is arrived at?
16	MR. CAESAR: Objection as to form.
17	MR. MODIANO: If you know.
18	A. Yeah, it's it's a set schedule, I
19	believe. And I believe there's different
20	localities and those types of things that go into
21	the APC. It's CMS-based logic that's created.
22	BY MR. MODIANO:
23	Q. Okay. So CMS would create the payment for
24	an APC code; correct?

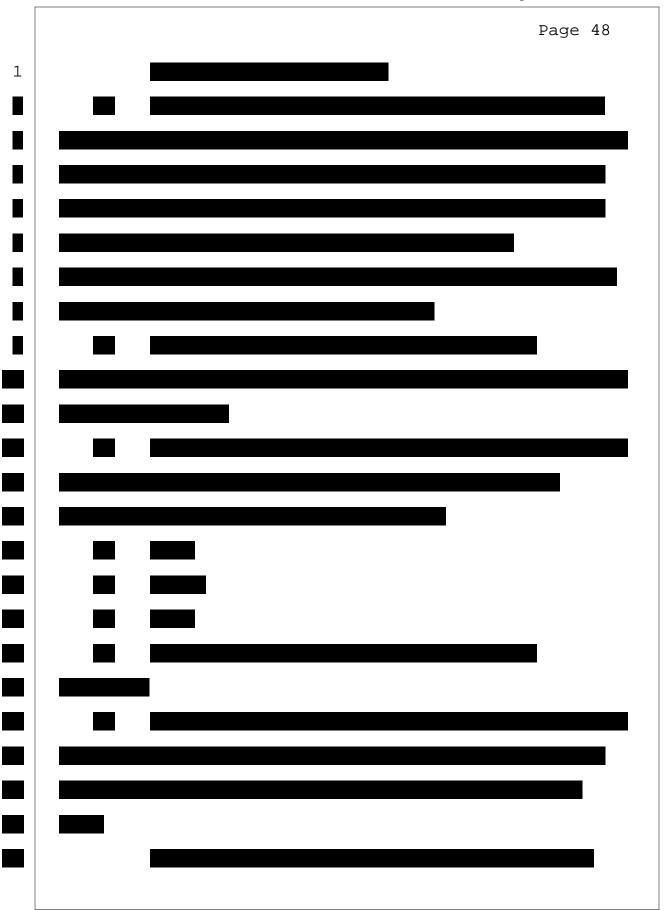


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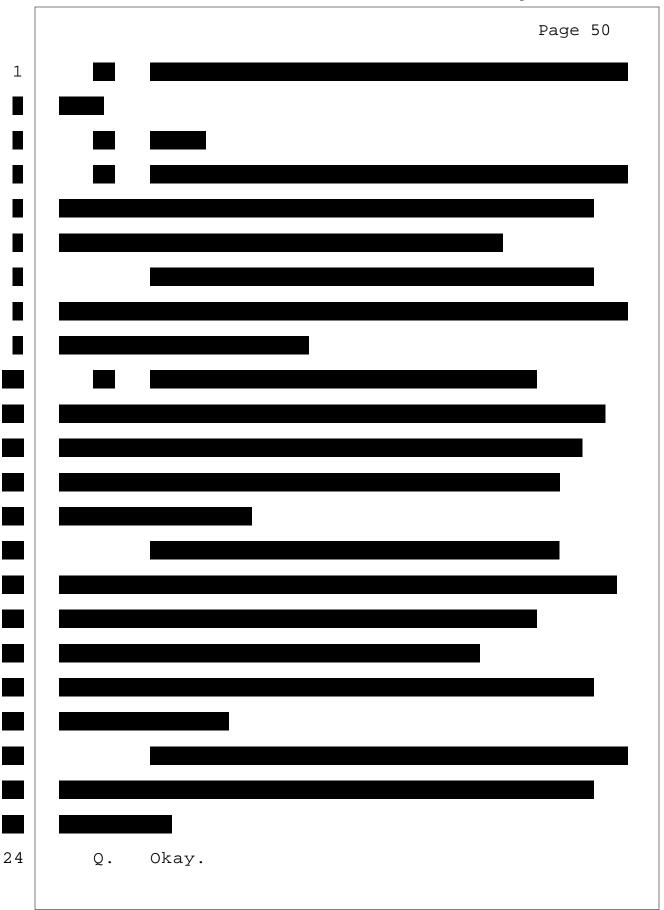




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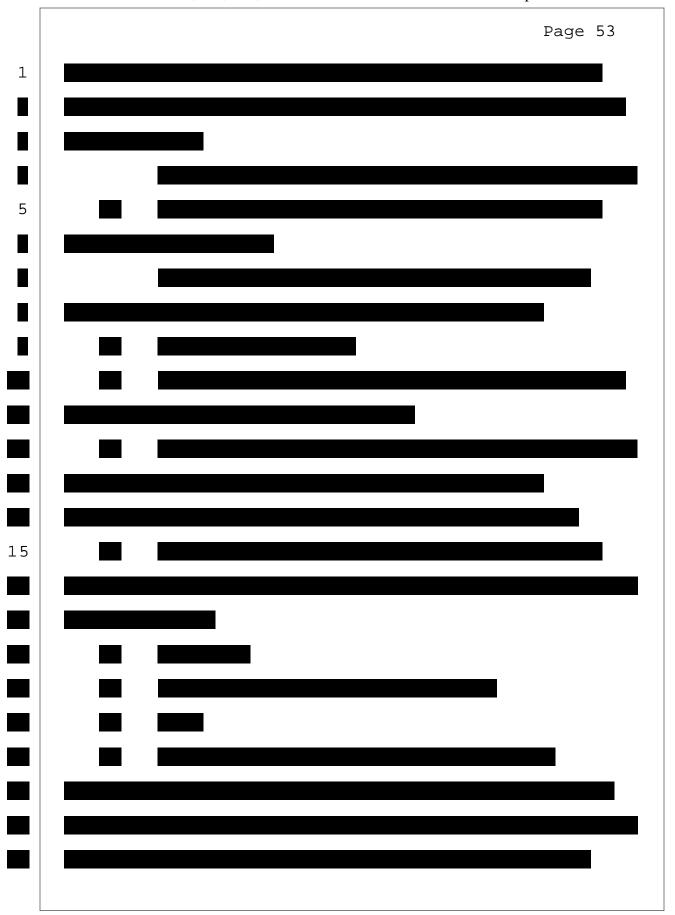


	Page 49	
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Page 51
             MR. MODIANO: Let me -- I'm going to
1
2
    introduce another -- I'm going to introduce
3
    Exhibit 4 right now.
4
                       (Crandell Deposition Exhibit
5
                        No. 4 marked for
6
                        identification.)
7
                       (Discussion held off the
8
                        record.)
9
    BY MR. MODIANO:
10
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			Page 52)
1	t			
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Page 54

Page 55 And when you refer to UB, can you explain 1 0. 2 what --3 Α. Yeah. A UB is a billing form that are submitted -- that are the standard industry 4 standard of what you have to submit for payment 5 6 on. 7 On the same side, professional component is called a HCFA claim. So it's just a -- a 8 9 UB claim is -- I don't actually know what the term UB stands for. But it's a -- it's got call it a 10 11 hundred different boxes that are filled out by a 12 provider that a provider submits in for rendered 13 services. 14 22 Q. Okay. 23 Α. If I can remember correctly. 24 Q. And is it important or relevant when

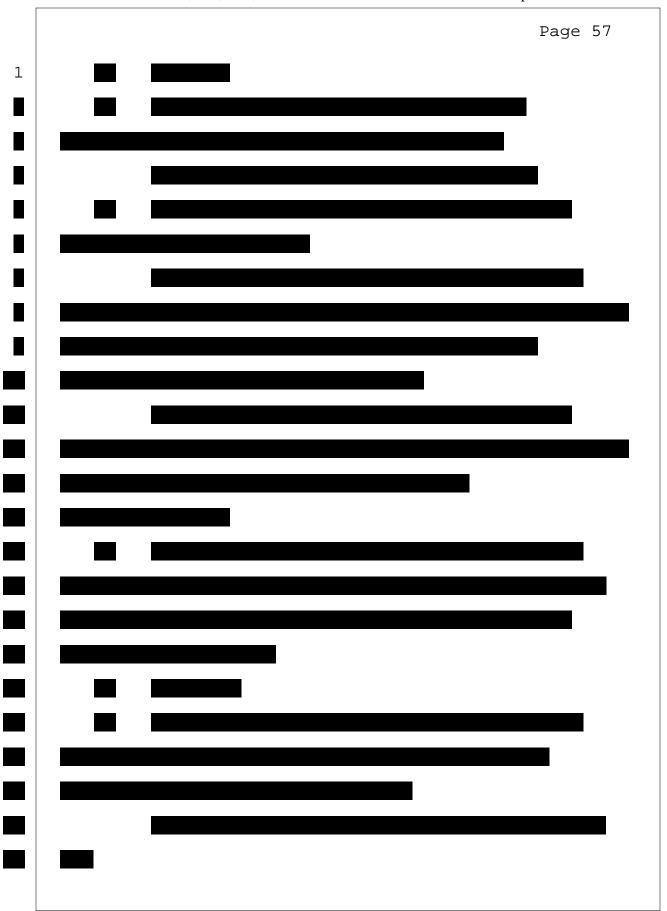
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LD, DB, BW, RH v. United Healthcare Insurance Comp

1	looking at the distribution that the distribution
2	fall along, you know, perhaps the in a similar
3	form to a standard distribution or is that even
4	is that looked at or validated or how do you
5	how is it determined that it's an appropriate
6	measure to use?
7	MR. CAESAR: I'm going to object I'm
8	going to object to form.
9	Maybe you could restate that because
10	I think there's a lot of undefined terms in there.
11	But if you can answer, you can answer.
12	MR. MODIANO: Sure.
13	BY MR. MODIANO:
14	

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	Page 58
<u> </u>	

	Page 59
Q.	
see if	I need any other questions on this I wante
to ask	you.
	I think we're good on that one for
the mor	ment.
Q.	I'm just switching paper. Okay.

	Page 60
1	MR. MODIANO: So the next, I'll introduce
2	this and mark it as Exhibit 5.
3	(Crandell Deposition Exhibit
4	No. 5 marked for
5	identification.)
6	(Discussion held off the
7	record.)
8	BY MR. MODIANO:
9	Q. I've just introduced Exhibit 5, which is
10	"MultiPlan's Objections and Answers to Plaintiffs'
11	Special Interrogatories to Defendant MultiPlan."
12	Just let me know when you've got them.
13	A. All right. I have it.
14	Q. Okay. And have you seen this document
15	before?
16	A. Yes.
17	MR. MODIANO: And, counsel, I don't see a
18	verification. Was one provided or will one be
19	provided?
20	MR. CAESAR: We'll check into that. I
21	don't have that knowledge myself, but we'll have
22	someone look into that if there has been a
23	verification provided. You know, obviously we
24	will

Page 61 MR. MODIANO: It might have -- if it came 1 2 in a separate document, then it did. I was just 3 asking because it wasn't in this one. MR. CAESAR: Yeah, we'll check into that. 4 5 MR. MODIANO: Okay. BY MR. MODIANO: 6 7 So I'd like to direct your attention to Ο. Interrogatory 3, which is kind of in the middle of 8 9 page 6. 10 Α. Okay. 11 And that interrogatory states, "Describe 0. 12 in detail the results of any and all analysis, 13 undertakings, in determining pricing rates using 14 Viant OPR (including the data set, sample size, 15 geographic distribution, et cetera) for intensive outpatient claims from January 1, 2015 to 16 17 present." 18 And then if we continue on to page 7, 19 starting at line 2, it says, "MultiPlan states 20 that intensive outpatient claims are priced 21 the same by Viant as any other outpatient claims." 22 My first question is do you agree with 23 that statement? 24 Α. What's the definition around outpatient,

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Page 62 intensive outpatient? Is there a definition on 1 2 it? 3 Q. I'll -- for the purpose of our discussion, let's say that refers to HCPCS H0015. 4 5 Α. Okay. So if I restate it that way, it would be 6 Q. 7 "MultiPlan states that H0015 intensive outpatient 8 claims are priced the same by Viant as any other 9 outpatient claims." 10 Is that a statement you agree with? 11 Α. Correct. 12 Q. Okay. And then it states, "MultiPlan has 13 already provided Plaintiffs in discovery, multiple 14 times, with its Viant Facility U&C Outpatient 15 Review Module, i.e., white papers, which explain 16 in detail the relevant pricing process." 17 So is that referring to the white -- what 18 we just went through as white papers, those two 19 exhibits? 20 Α. Yes. 21 Ο. So do you agree with the statement that 22 the white papers explain in detail the Viant 23 pricing process? 2.4 Α. Yes.

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Page 63 Okay. And then Interrogatory No. 4 says, 1 Ο. 2 "Describe in detail any and all efforts undertaken 3 by You to obtain charge data for intensive outpatients service" -- "(IOP) services from 4 5 January 1, 2015 to present as well as the results 6 or outcomes of any such efforts." 7 And then going down to line 24 in 8 the answer, it says, "MultiPlan has already 9 provided Plaintiffs in discovery, multiple times, with its Viant Facility U&C Outpatient Review 10 11 (OPR) Module, i.e., whitepapers, which explain in detail the relevant Viant pricing process, 12 13 including the charge data that it utilizes." 14 Do you agree with that statement? 15 Α. Yes. 16

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	Page 65	
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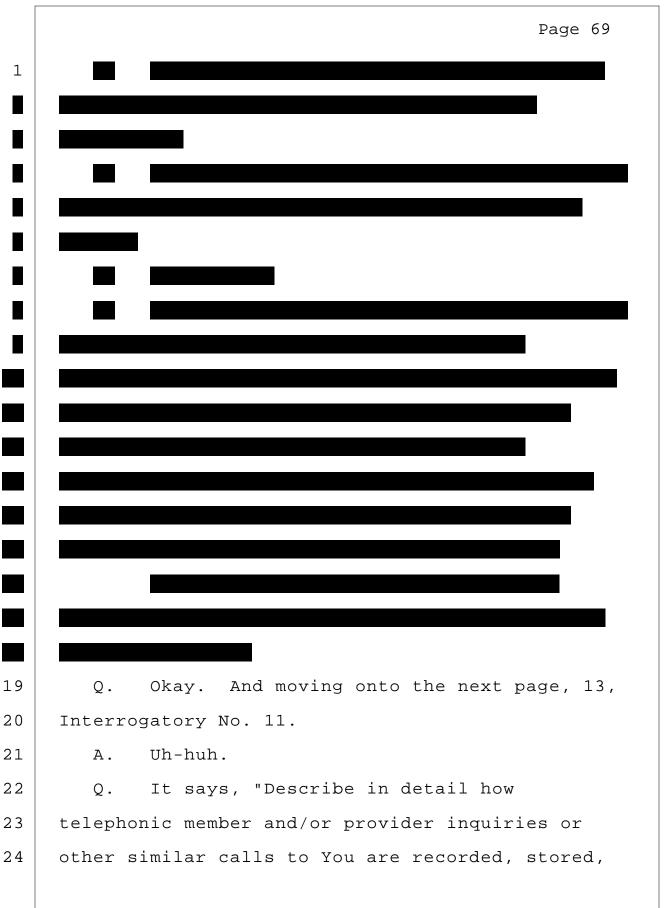
Page 66	

	Page 67
1	
5	(Court reporter clarification.)
6	BY MR. MODIANO:
7	Q. And so for the record, can you explain
8	what when we say self-bill what that means?
9	A. Yeah. In this case a client would send us
10	a file and say here is what we are paying you on
11	for the services that you rendered. And it
12	usually includes a claim number or somehow a way
13	to identify the claim of what we processed for
14	them.
15	Q. And do you and finance or other
16	departments then, you know, cross-check it against
17	what you what was the claims information you
18	sent to United?
19	A. The billing intricacies, it's a very
20	complex system because somebody is rendering
21	payment for services that were incurred it could
22	have been two months ago, it could have been
23	four months ago.
24	So the array of data that's in there is

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Page 68 often very stratified in trying to push it back 1 2 into the original format. 3 Ο. Sure. But is it done? I mean, do you quys cross-check it? 4 5 High level, yes. You know, we have to just to make sure that, you know, if we bring on a 6 7 new client to making sure that, you know, if we're 8 achieving or identifying savings for them as a 9 service, to make sure that, you know, we're actually getting paid on some of it. 10 11 But, again, we don't -- you know, we're 12 identifying savings for a client as, you know, 13 here's what our recommendation is. And there's a 14 whole host of things that happen on the payor side 15 that I can't really necessarily explain on why we 16 wouldn't get paid on certain claims. 17 2.4 BY MR. MODIANO:

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	Page 70
1	indexed, utilized, and how such recordings may be
2	later retrieved and reviewed."
3	And I only have a fairly narrow question
4	on this one. The sentence that starts between
5	lines 17 and 18 in the answer says, "The call
6	recordings reside on two systems of record,
7	Cisco/OnviSource and Aspect/AQM."
8	Do you know what those can you tell me
9	anything about those systems?
10	MR. CAESAR: First of all, I'm going to
11	object. This witness has not been designated with
12	respect to this topic.
13	MR. MODIANO: This is personal knowledge.
14	It just if he knows what they are. I'm just
15	trying to find out what they are.
16	MR. CAESAR: It's a personal knowledge
17	question, if you know.
18	A. Yeah, I know there are systems that record
19	calls in the operational area. To that extent, I
20	don't know how frequent it is; is it random
21	sample. That's all my knowledge. It's more of an
22	operational question.
23	BY MR. MODIANO:
24	Q. Okay. And who which individual would

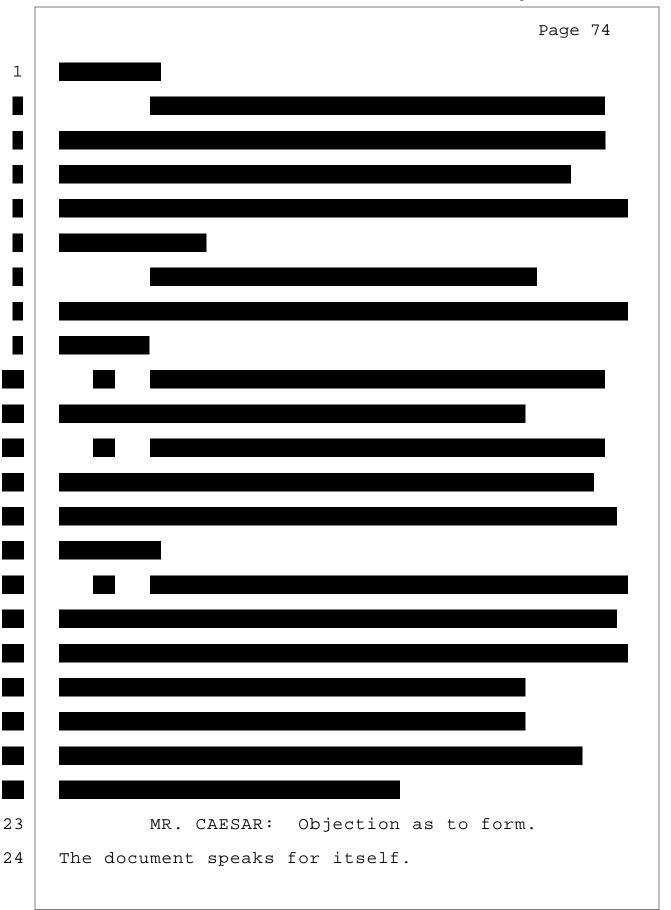
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	Page 71
1	you direct me to to or would you think have
2	knowledge on, you know, these systems? Like who
3	in operations if you had a question would you go
4	to?
5	A. Probably Kathy Praxmarer.
6	Q. Okay. That was really all I wanted to
7	find out on that. I wasn't planning on getting in
8	any detail on call logs with you. I know that's
9	not your area.
10	A. And we don't do any analytics around
11	there. I know there's stuff in the industry with
12	box and all of that other stuff. My area has
13	nothing, nor does, I don't think, MultiPlan does
14	any of that either, so
15	Q. Okay. So let me we're going to move on
16	to another exhibit, decide which one I want to
17	pull up.
18	(Discussion held off the
19	record.)
20	THE VIDEOGRAPHER: Please stand by. Going
21	off the record at 10:36 AM.
22	(Recess taken.)
23	THE VIDEOGRAPHER: We are back on record
24	at 10:52 AM. You may proceed.

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	Page 72
1	MR. MODIANO: Thank you so much.
2	BY MR. MODIANO:
3	Q. And we're done with that exhibit for now.
4	MR. MODIANO: So I just uploaded
5	Plaintiffs' Exhibit 6. It's MPI-0000547.
6	(Crandell Deposition Exhibit
7	No. 6 marked for
8	identification.)
9	

	Page 73



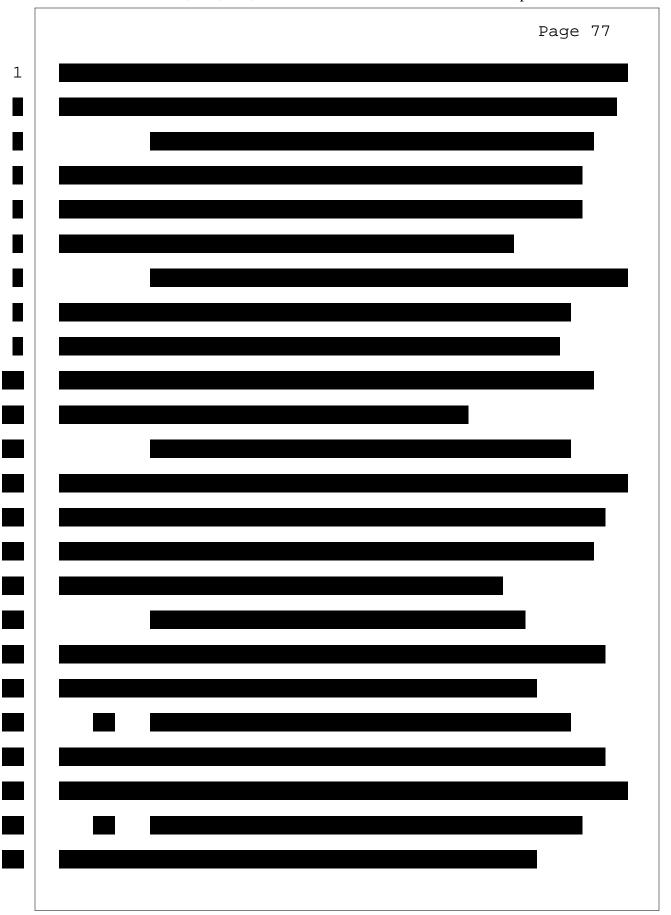
	Page 75
1	
16	Q. Okay. And that's all I need to ask you
17	about. Yeah, I don't need to ask you any more
18	questions on that document.
19	MR. MODIANO: I'll pull up 7.
20	(Crandell Deposition Exhibit
21	No. 7 marked for
22	identification.)
23	BY MR. MODIANO:
24	Q. Okay. I've just pulled up what I've

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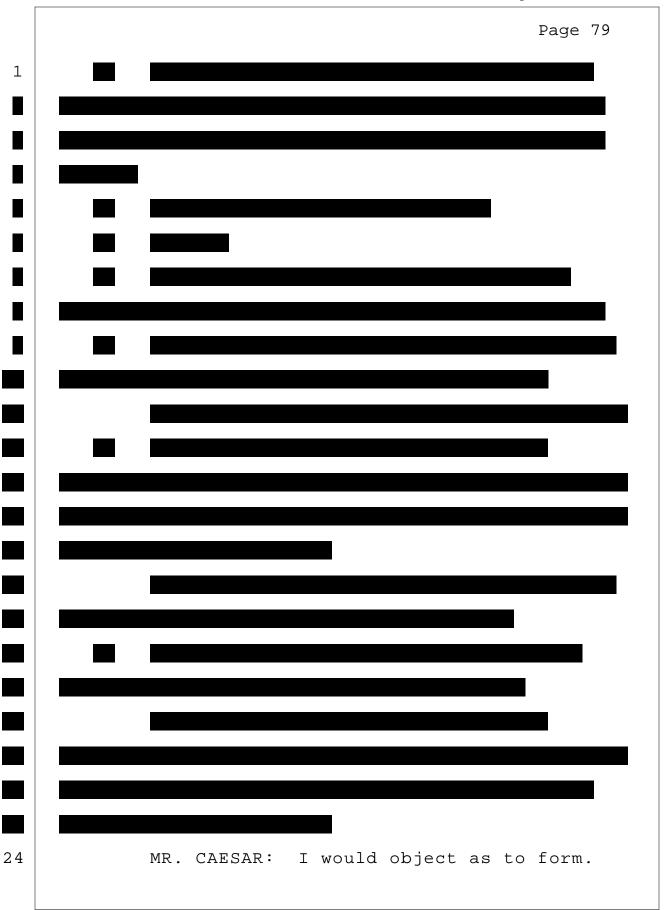
Page 76 marked as Plaintiffs' 7. Let me know when you get 1 2 that. 3 Α. I have it. 4 7 And in -- you know, dated March 18, 2016. Ο. 8 Was -- what was Dale White's position when 9 you sent this email? He was the head of sales and account 10 Α. 11 management. Okay. I would just ask you to read -- I 12 Q. mean, short emails. Just read them and let me 13 14 know when you have a -- when you're done. 15 Α. Okay. 16 Having read this, is your recollection Q. 17 refreshed as to the subject matter of it? Yeah, it was. 18 Α. 19

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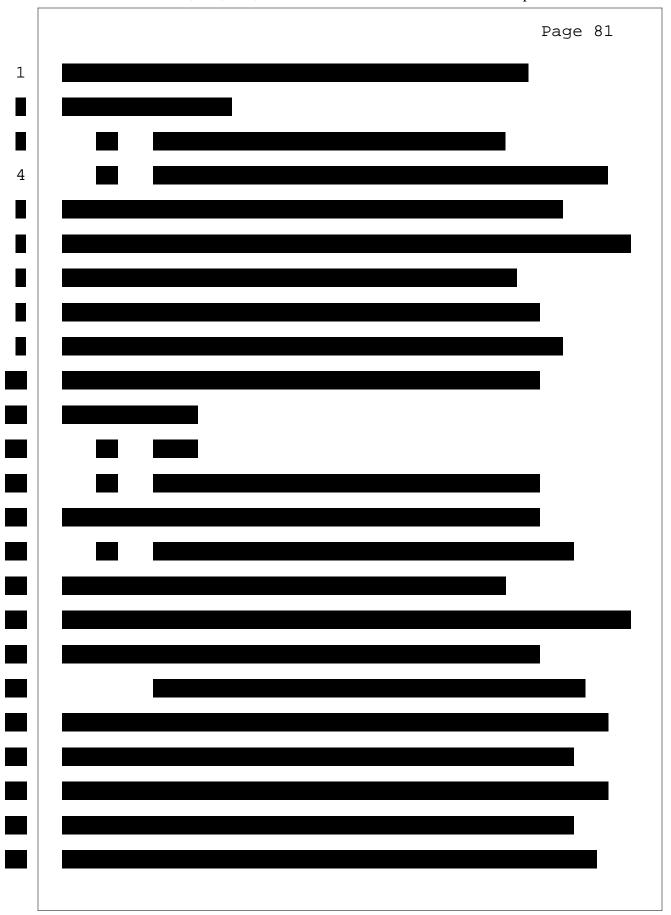


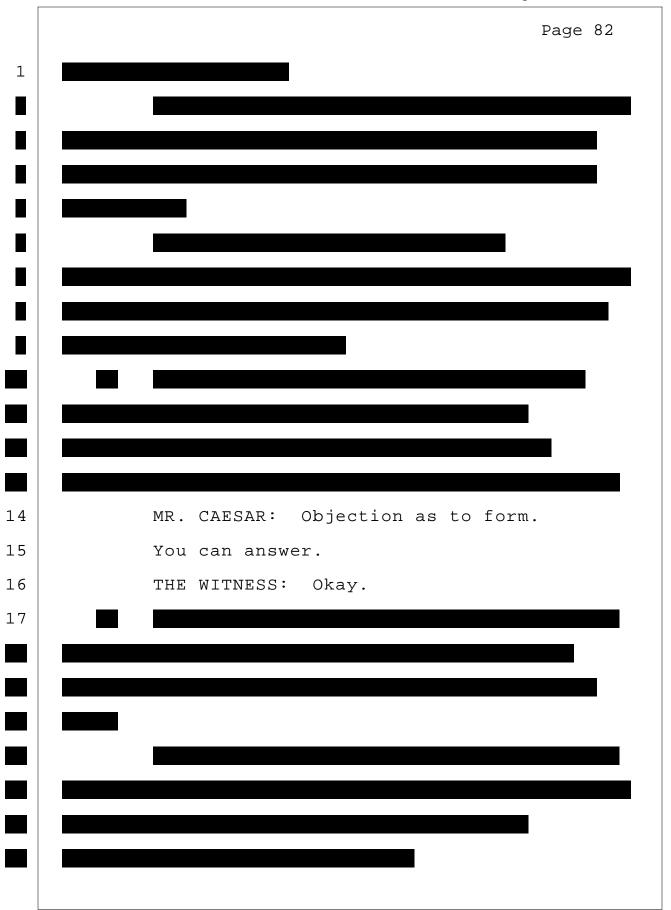
Page 78 1 3 Q. And what is FAIR Health? FAIR Health is a -- an entity that 4 Α. 5 provides data in a number of different types of 6 modules. Okay. They have outpatient modules, 7 they have professional modules, they have charge 8 modules, and they also have allowable or paid 9 modules to offer their clients for services as 10 well. 11

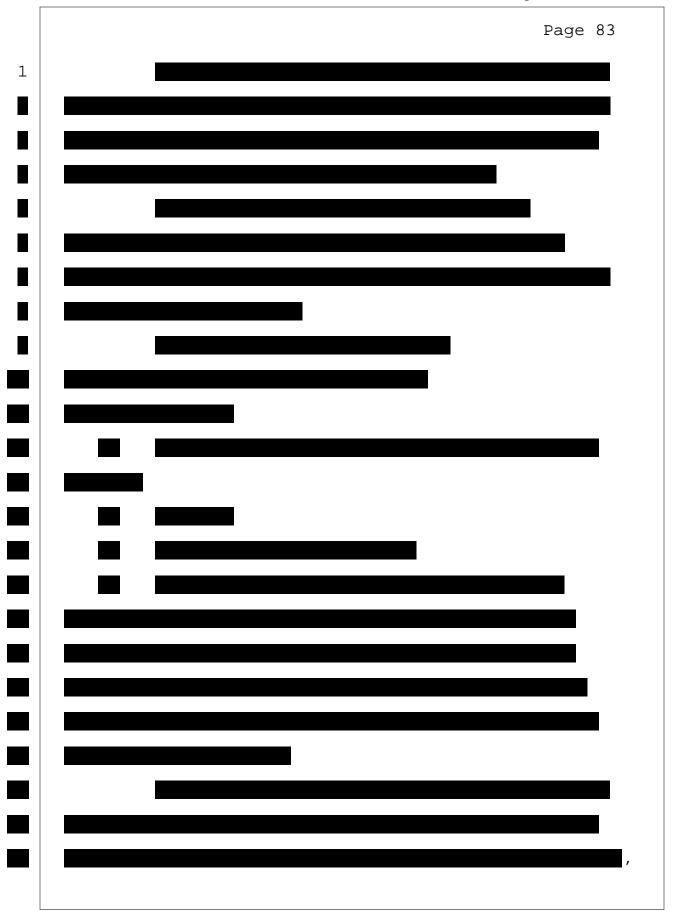


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	You can answer.
	A. Can you repeat the question? Can you give
	me A and B of what you're trying to compare, a
	little bit of an explanation?
2	Q. Okay.
3	
1	







	Page 84
1	
9 10	Q. Okay. Okay. I don't think I need any
11	other questions on that one.
	MR. MODIANO: Let's see if I want to bring
12	this one up. Yeah. I'm going to introduce this.
13	(Crandell Deposition Exhibit
14	No. 8 marked for
15	identification.)
16	BY MR. MODIANO:
17	Q. Okay. I've just uploaded what I've marked
18	as Plaintiffs' Exhibit 8. It's "Training Session:
19	Product Logic and Analytics" that says "Salt Lake
20	City May 2017."
21	Just let me know when you get that.
22	A. Yup, I got it.
23	Q. Okay. So we're going down to can you
24	go to page 6 of the deck, please, labeled

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Page 85 page 6 -- actually, they correspond one to one 1 2 here, so page 6. The "Practitioner Module"? 3 Α. 4 Q. Yeah. It's "Practitioner Module - Pricing 5 Logic." 6 Α. I'm going to make this bigger. 7 Okay. Wait. Am on the right --8 I'm going to ask you a question about O. 9 Data iSight. It doesn't say Viant. 10 Α. Okay. 11 23 MR. CAESAR: I would object to form. 24 Again, I'm not sure this is one of the topics

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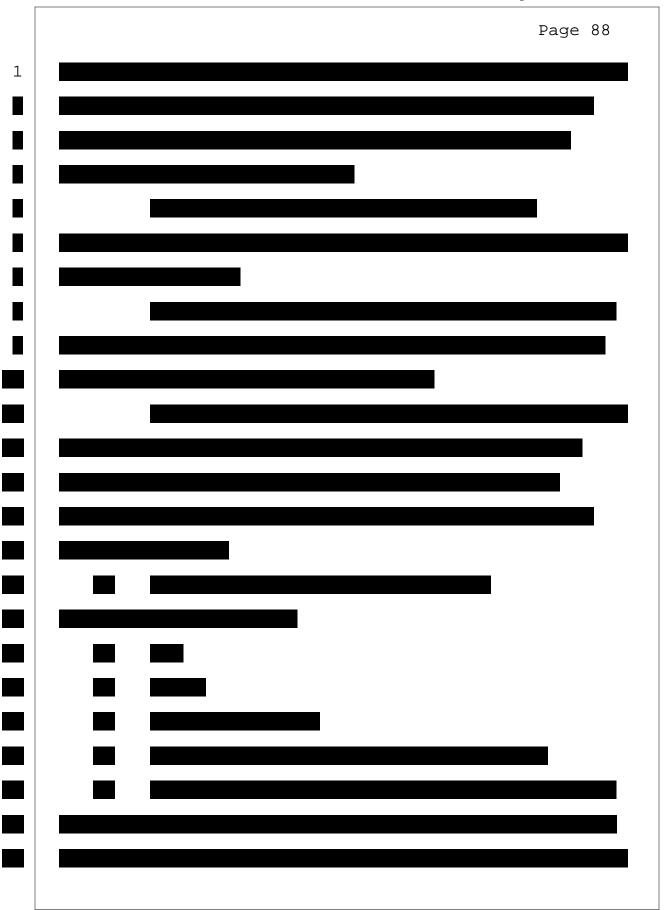
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Page 86 the witness is designated for. 1 2 But you can answer. 3 14 BY MR. MODIANO: Okay. I appreciate the clarification. 15 Q. 16 So now if we go -- keep going to page 7 --17 well, I think it's page 17, but it looks -- it's 18 not actually marked as a number. It's Bates 19 12516, but it's page 17 of the document. 20 Α. 12516? Yeah. Uh-huh. 21 Q. "Viant U&C Review." 22 I'm getting there. Hold on. Α. 23 Ο. Okay. And these were produced all as one document, although it looks it's more than one --24

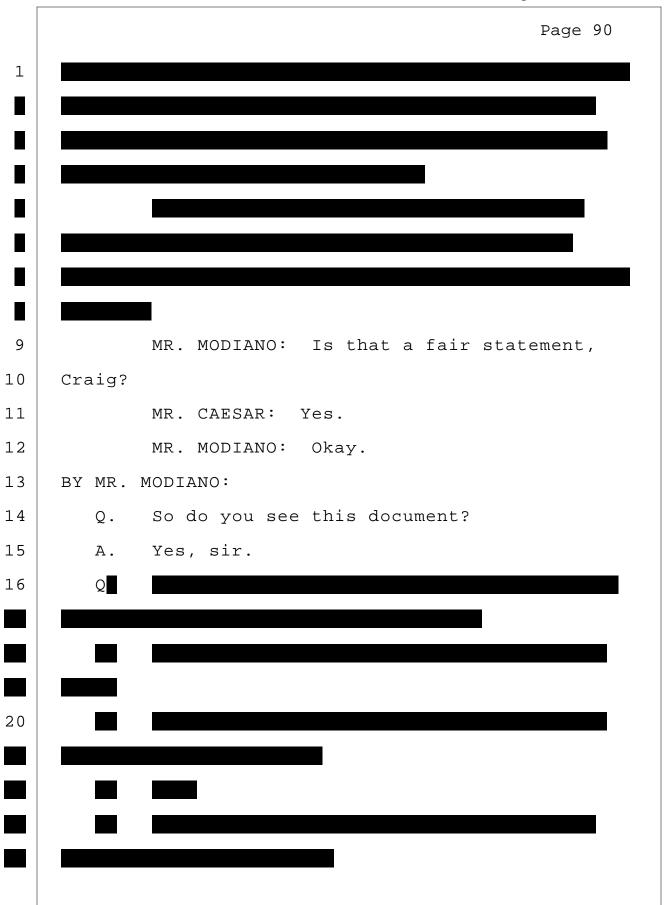
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Page 87 more than one deck. 1 2 Α. Okay. I'm good. 3 Q. So is this what we've been discussing, the Viant U&C? 4 5 Α. Yes. 6 Scrolling down, so if you go to page --Q. 7 it's page 21, if we can go to that. That's 12520 8 Bates number. 9 Α. "IPR Calculations"? 10 Q. Uh-huh. Yup. 11 21 MR. CAESAR: Again, I'm going to object 22 because IPR is not part of the designation. 23 But you can go ahead and answer. 24 A

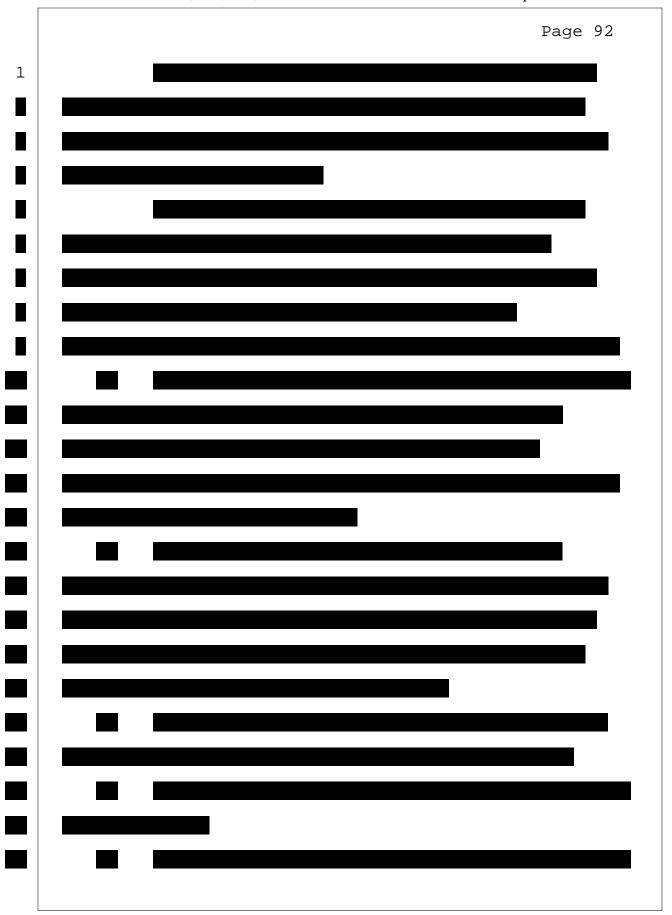
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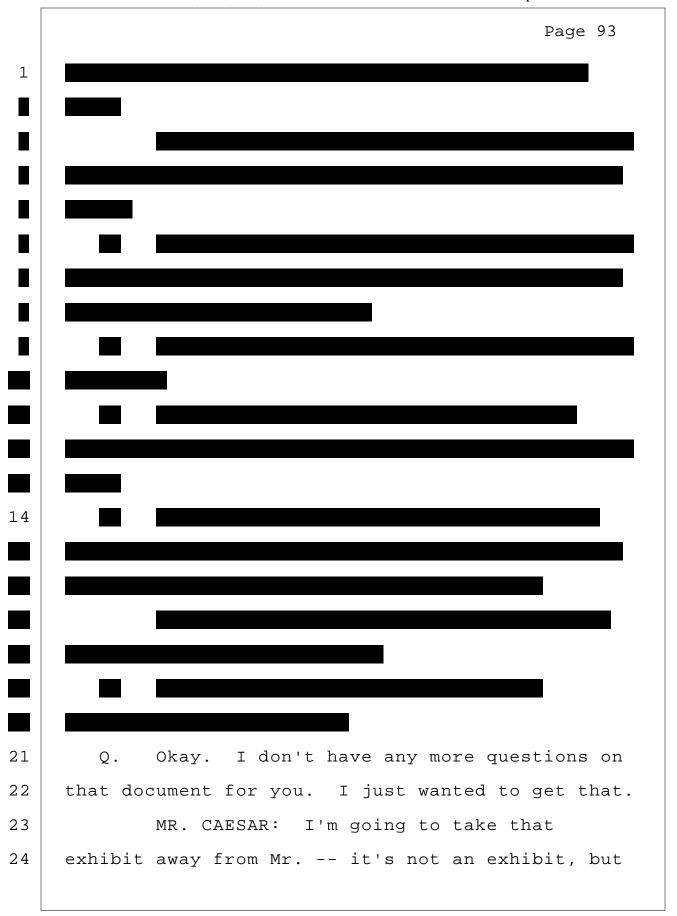


	Page 89
Q.	Okay. Understood and I appreciate that.
	I don't have any more questions on that
one.	
	MR. MODIANO: Let's see what this one is.
Can w	e go off the record for a second?
	MR. CAESAR: Sure.
	THE VIDEOGRAPHER: Please stand by. Going
off t	he video record at 11:16 AM.
OII C	
OII C	(Recess taken.)
OII C	(Recess taken.) THE VIDEOGRAPHER: We are back on record
at 11	THE VIDEOGRAPHER: We are back on record

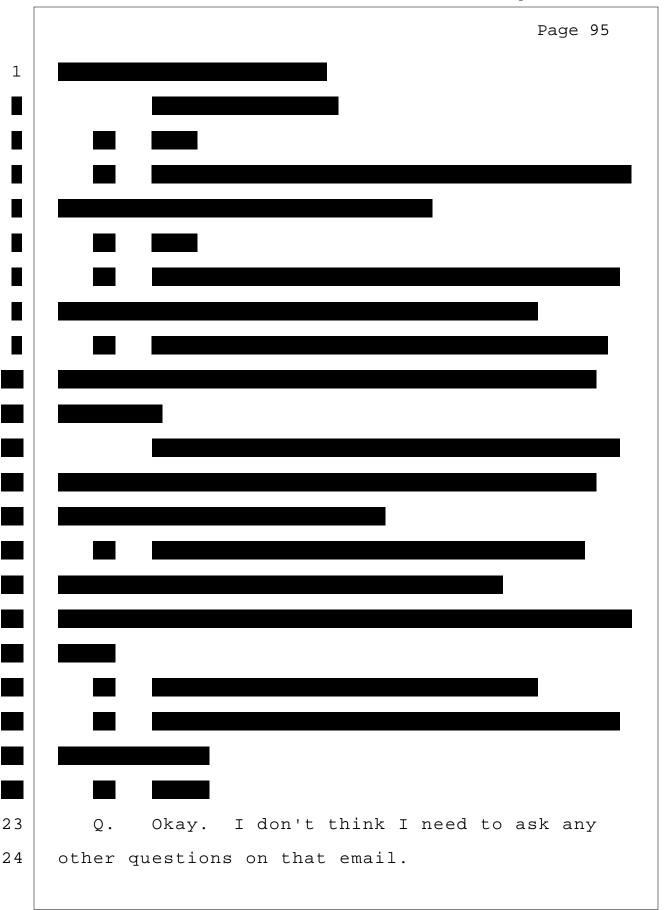


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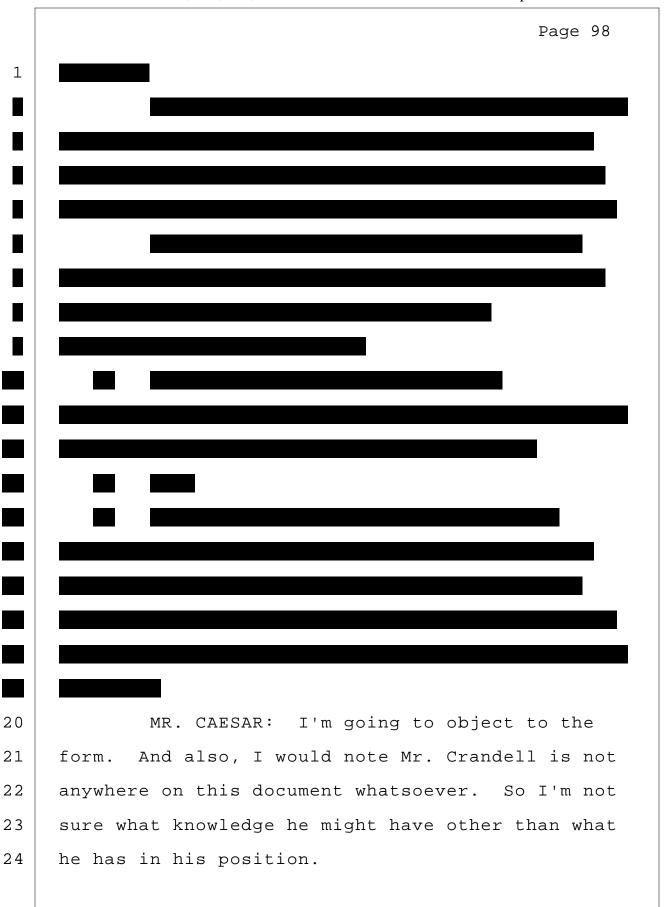
	Page 94
1	that document away from Mr. Crandell so we can
2	proceed.
3	(Court reporter clarification.)
4	(Discussion held off the
5	record.)
6	(Crandell Deposition Exhibit
7	No. 9 marked for
8	identification.)
9	BY MR. MODIANO:
. 0	Q. I've just introduced Plaintiffs'
.1	



	Page 96
1	MR. MODIANO: Let's see if we'll do this
2	one. Okay. Now I'll introduce this one.
3	(Crandell Deposition Exhibit
4	No. 10 marked for
5	identification.)
6	MR. MODIANO: It disappeared on me. Okay.
7	I'm just trying to bring a file over.
8	BY MR. MODIANO:
9	Q. Okay. I've just introduced Plaintiffs'
10	Exhibit 10. Just let me know when you get that.
11	A. Got it.
12	Q. And this is a 2019 email. It looks like
13	it's from Tina Smith to Jacqueline Kienzle and
14	Mark Edwards.
15	So do you know who so who is
16	Tina Smith if you know?
17	A. Tina Smith I think is either like an
18	account associate or an account manager that
19	reports to Mark Edwards.
20	Q. Okay. And oh, there, I see her
21	signature line.
22	A. Oh, yeah, there's her sorry. I should
23	have looked.
24	Q. That's okay. I just saw it too.

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	Page 97
1	So senior account associate national
2	accounts?
3	A. Yup.
4	Q. So would she be some would she be
5	someone who you would consider a client, you know,
6	in terms of
7	A. Yeah.
8	Q. Okay.
9	A. Yup.
10	



	Page 99
L	But you can answer if you have any
2	knowledge.
3	
5	BY MR. MODIANO:
5	
9	Q. Sorry. No. Sorry. Go ahead. Please
О	finish. I didn't mean to cut you off.
1	
- 	

	Page 100
	rage 100
1	
1	Q. Okay. That's all I wanted to ask about on
2	that one.
3	(Discussion held off the
4	record.)
5	MR. MODIANO: We'll bring this over.
6	Okay. It doesn't want to let me introduce
7	the PowerPoint, so I'll do a different one.
8	(Crandell Deposition Exhibit
9	No. 11 marked for
0	identification.)
1	BY MR. MODIANO:
2	Q. Okay. I just uploaded Plaintiffs'
3	Exhibit 11.
4	A. I have it.
-	

		Page 101	L
1			
5		Do you see that?	
6	А.	Yes.	
7			
			•

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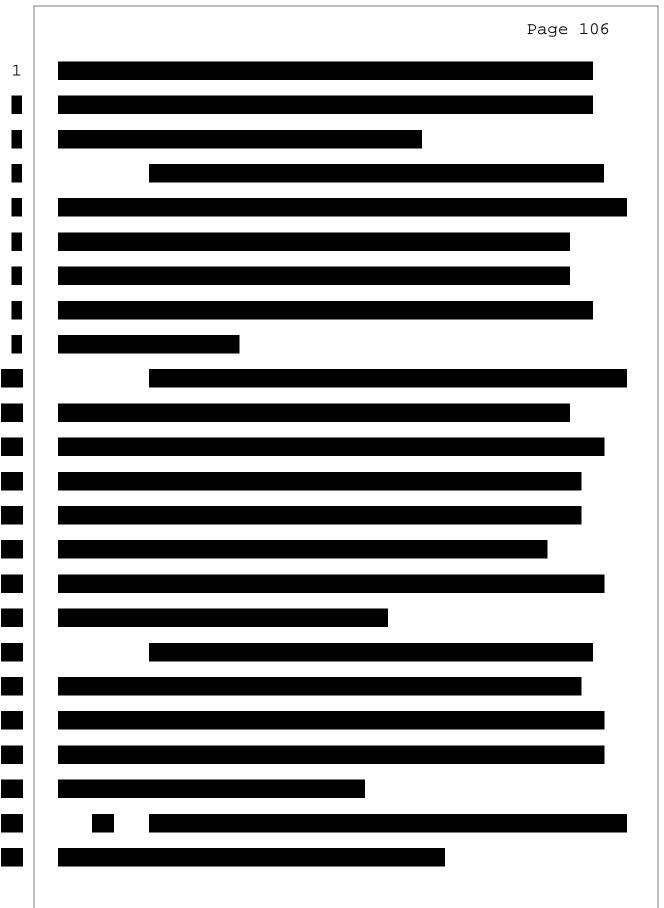
Page 102
Q. Okay. That's all I needed on that
document.
MR. MODIANO: And I'm going to introduce this one next.
(Crandell Deposition Exhibit
No. 12 marked for
identification.)
BY MR. MODIANO:

	Page 103
-	And I'll just ask you to kind of there's a
2	whole long string here, if you could take a look
3	through it, and then tell me, you know, when
4	you've done that, let me know.
5	A. Long email. I'm ready
6	Q. Okay. I appreciate that. I'm at home.
7	So I apologize if there's a dog barking.
8	A. No problem.
9	(Discussion held off the
0	record.)
1	BY MR. MODIANO:
2	Q. But if you go to page 8, so MPI-00637
3	towards the bottom.
4	A. What's the number on it again?
5	MR. CAESAR: 637.
6	THE WITNESS: Okay. I'm on 637.
7	BY MR. MODIANO:
8	

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	Page 104
1	

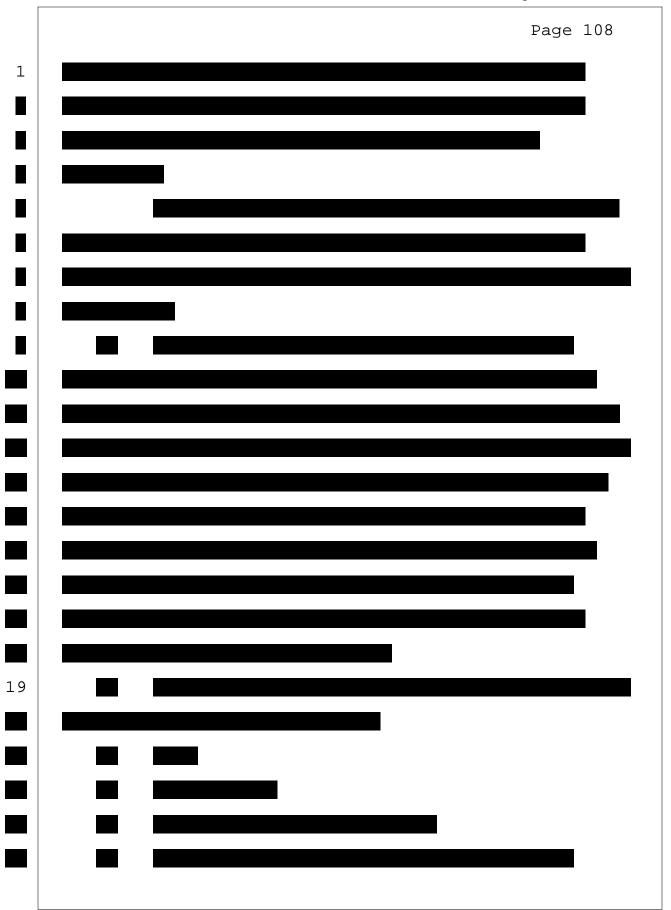
Q.	So it looks like I'm scrolling up.
	So when you say Marie, that's referring to
Marie (Glass, the senior network development
execut	ive?
А.	Yes. Yes.
Q.	In 2019 that was her title.
А.	Uh-huh.



Q. Okay. MR. MODIANO: I think that's all I need to ask on that one. Okay. The next one oh, oops, I meant to I goofed. No, never mind. I did it right. (Crandell Deposition Exhibit No. 13 marked for identification.) BY MR. MODIANO: Q. I just uploaded Plaintiffs' 13. Let me know when you get that one. A. Okay.		Page 107
MR. MODIANO: I think that's all I need to ask on that one. Okay. The next one oh, oops, I meant to I goofed. No, never mind. I did it right. (Crandell Deposition Exhibit No. 13 marked for identification.) BY MR. MODIANO: Q. I just uploaded Plaintiffs' 13. Let me know when you get that one.		
MR. MODIANO: I think that's all I need to ask on that one. Okay. The next one oh, oops, I meant to I goofed. No, never mind. I did it right. (Crandell Deposition Exhibit No. 13 marked for identification.) BY MR. MODIANO: Q. I just uploaded Plaintiffs' 13. Let me know when you get that one.		
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<pre>goofed. No, never mind. I did it right.</pre>	ask o	n that one. Okay.
(Crandell Deposition Exhibit No. 13 marked for identification.) BY MR. MODIANO: Q. I just uploaded Plaintiffs' 13. Let me know when you get that one.		The next one oh, oops, I meant to I
No. 13 marked for identification.) BY MR. MODIANO: Q. I just uploaded Plaintiffs' 13. Let me know when you get that one.	goofe	d. No, never mind. I did it right.
<pre>identification.) BY MR. MODIANO: Q. I just uploaded Plaintiffs' 13. Let me know when you get that one.</pre>		(Crandell Deposition Exhibit
BY MR. MODIANO: Q. I just uploaded Plaintiffs' 13. Let me know when you get that one.		No. 13 marked for
Q. I just uploaded Plaintiffs' 13. Let me know when you get that one.		identification.)
know when you get that one.	BY MR	. MODIANO:
	Q.	I just uploaded Plaintiffs' 13. Let me
A. Okay.	know	when you get that one.
	A.	Okay.

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	Page 109
1	
10	MR. MODIANO: So I'll introduce this one
11	next, 2013.
12	(Discussion held off the
13	record.)
14	(Crandell Deposition Exhibit
15	No. 14 marked for
16	identification.)
17	BY MR. MODIANO:
18	Q. I just uploaded Plaintiffs' Exhibit 14.
19	MR. CAESAR: This is this is a document
20	that creates an issue. Can we go off the record?
21	MR. MODIANO: Sure.
22	THE VIDEOGRAPHER: We are going off record
23	at 11:57 AM.
24	(Recess taken.)

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	Page 110
1	THE VIDEOGRAPHER: We are back on record
2	at 11:59 AM. You may proceed.
3	MR. CAESAR: I informed this is
4	Mr. Caesar. I informed counsel that this
5	particular document, Exhibit 14, which bears Bates
6	stamped MPI2013 through 2015 actually, 2015
7	appears to be blank, but 2013 to 2014 have text,
8	is a document that we need to claw back.
9	MultiPlan is asserting work product and
10	attorney-client privilege with respect to this
11	document. And, therefore, we would object to any
12	examination with respect to its contents.
13	MR. MODIANO: Okay. And for the reasons
14	we discussed, I disagree with the assertion.
15	But, counsel, just to make the record
16	clear, are you instructing your witness not to
17	answer any questions on this document?
18	MR. CAESAR: Yes.
19	MR. MODIANO: Okay. We can move on.
20	(Crandell Deposition Exhibit
21	No. 15 marked for
22	identification.)
23	BY MR. MODIANO:
24	Q. And I've just introduced Plaintiffs'

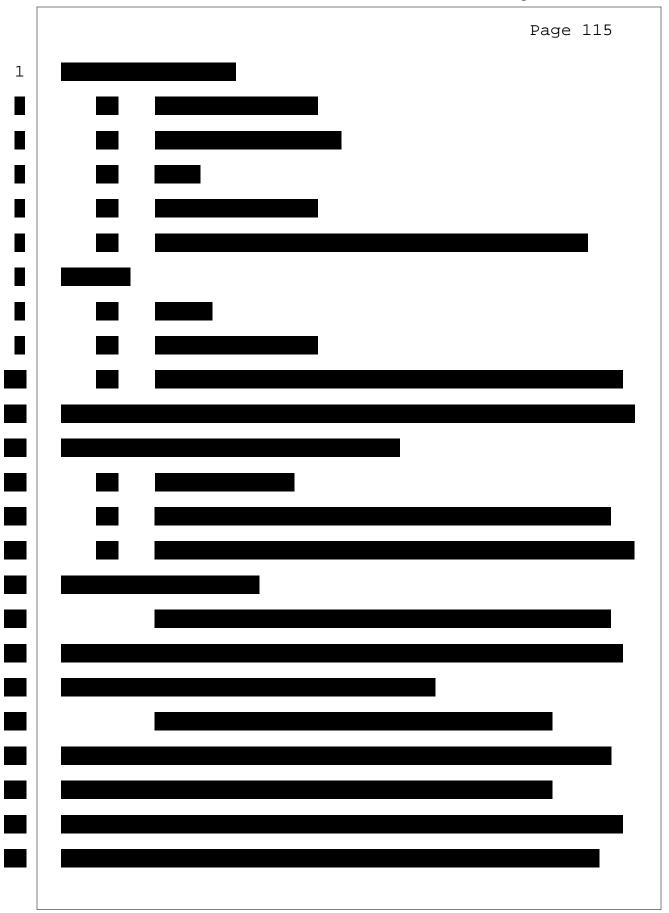
	Page 111
1	Exhibit 15, and I'll let the witness and counsel
2	review and see if the same instructions are given.
3	MR. CAESAR: Yes, the same instruction,
4	the same claim, we're going to claw back this
5	document, claim we're making an assertion of
6	attorney-client privilege and work product, and I
7	direct the witness not to answer any questions
8	with respect to this particular exhibit.
9	MR. MODIANO: Okay.
10	MR. CAESAR: And just for the record, it's
11	2008 through 2012, but that last page is
12	intentionally blank.
13	MR. MODIANO: I believe that the last
14	page refers to one of the attachments one of
15	the attachments.
16	MR. CAESAR: Okay.
17	MR. MODIANO: I mean, just based I'm
18	not reading anything privileged. It says
19	attachment image 1, 2, and 3. I think it I
20	suspect it refers to image 3.
21	MR. CAESAR: Okay.
22	MR. MODIANO: And, actually, counsel, I
23	want to clarify one issue. On MPI-002013 that
24	you're asserting privilege over, are you asserting

	Page 112
1	privilege over the entire document, including
2	the portion that's a forward forwarded email
3	from an earlier time period?
4	MR. CAESAR: So 2013
5	MR. MODIANO: I'm just trying to ask it in
6	a way that, you know, keeps the record clean but
7	is still clear.
8	MR. CAESAR: You're talking about
9	Mike Schill's email?
10	MR. MODIANO: I'm talking about the email
11	that's dated September 27, 2018.
12	MR. CAESAR: Yes, we are asserting it for
13	that portion as well because that information
14	relates to the substance of the communications and
15	work that was being performed with respect to this
16	particular matter.
17	MR. MODIANO: So that particular matter
18	was in existence in 2018?
19	MR. CAESAR: No, but the communication of
20	that information relates to a proceeding,
21	including that inside a communication relating to
22	that later proceeding cloaks that original
23	document within the privileges and/or work product
24	immunity as well.

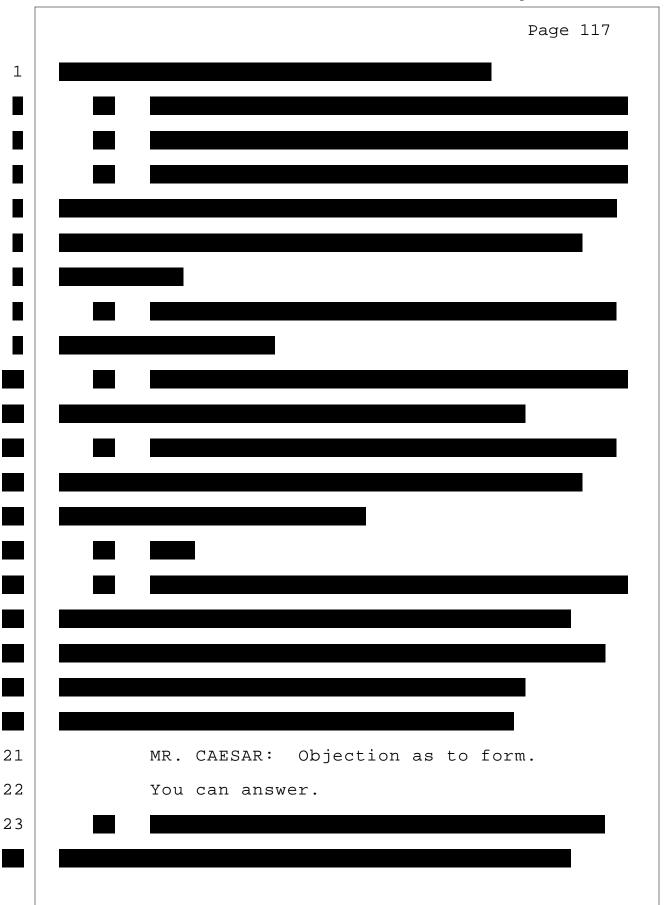
	Page 113
1	But I understand you may take a different
2	position with respect to that.
3	MR. MODIANO: Yeah, good chance I do. But
4	I just want it to be clear. I just wanted to make
5	the record clear on that. That's all.
6	MR. CAESAR: Happy to have the record
7	clear.
8	MR. MODIANO: Sure.
9	(Crandell Deposition Exhibit
10	No. 16 marked for
11	identification.)
12	MR. MODIANO: And I'm going to introduce
13	Exhibit 16, and I'll give counsel a chance to look
14	at it. I'm not sure if this refers to the same
15	matter or not. It has a different subject in
16	the mail.
17	MR. CAESAR: Yes, this is the same,
18	the same proceeding. So we're going to claw back
19	and assert privilege, work attorney-client
20	privilege and work product immunity for this
21	particular document as well.
22	MR. MODIANO: Okay. And instructing
23	the witness not to answer any questions?
24	MR. CAESAR: And instructing the witness

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	Page 114
1	not to answer any questions.
2	So it's 20019 [sic] to 22 2020 MPI.
3	Okay?
4	MR. MODIANO: Okay.
5	BY MR. MODIANO:
6	

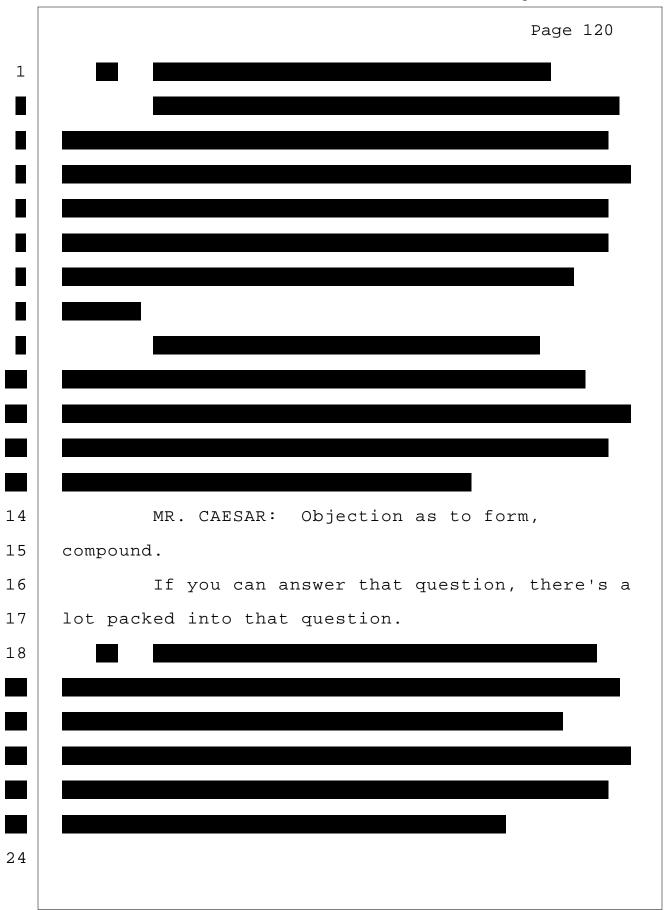


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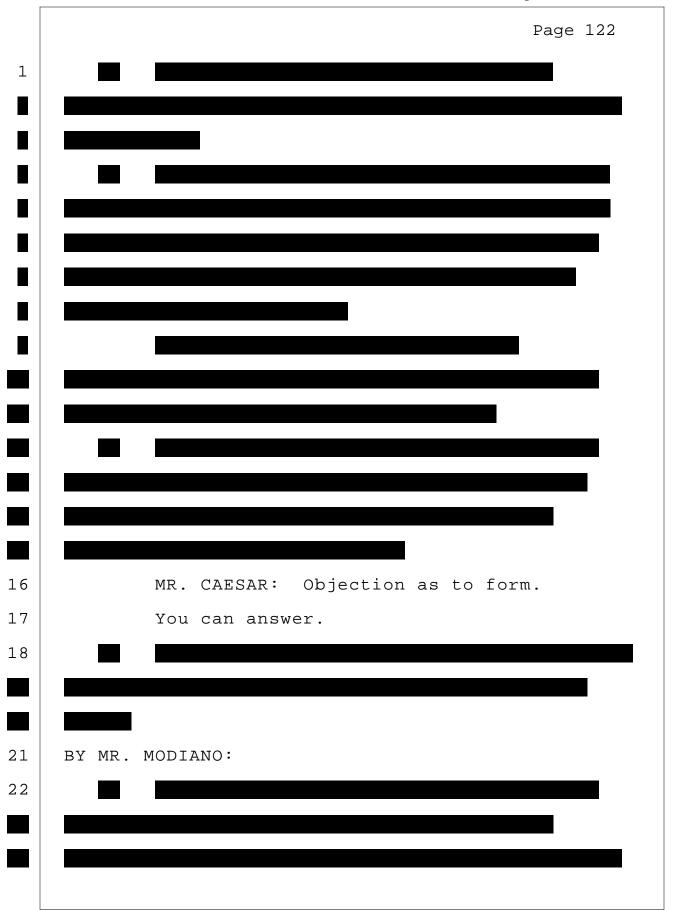


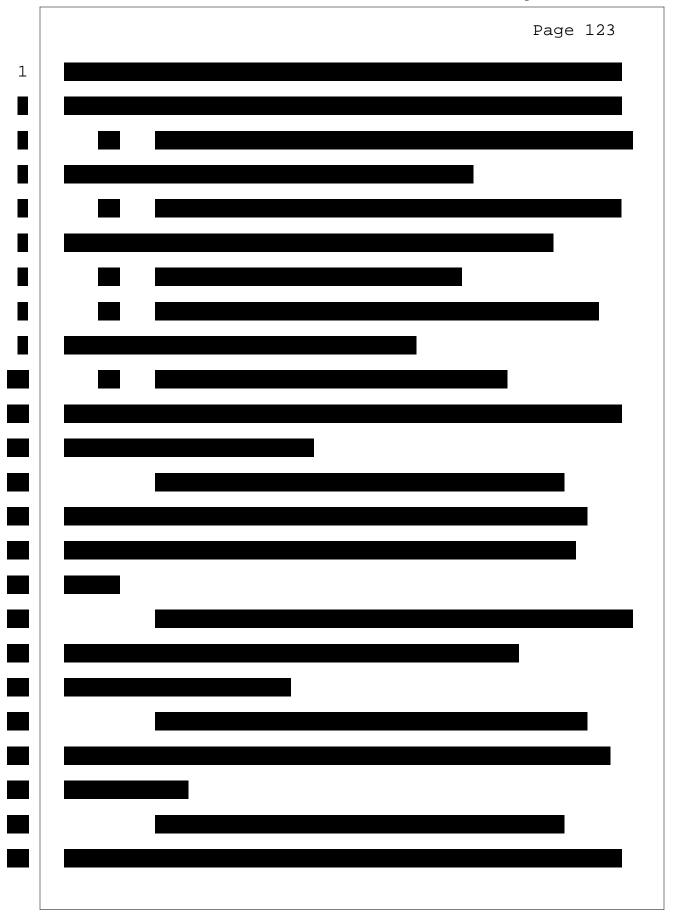
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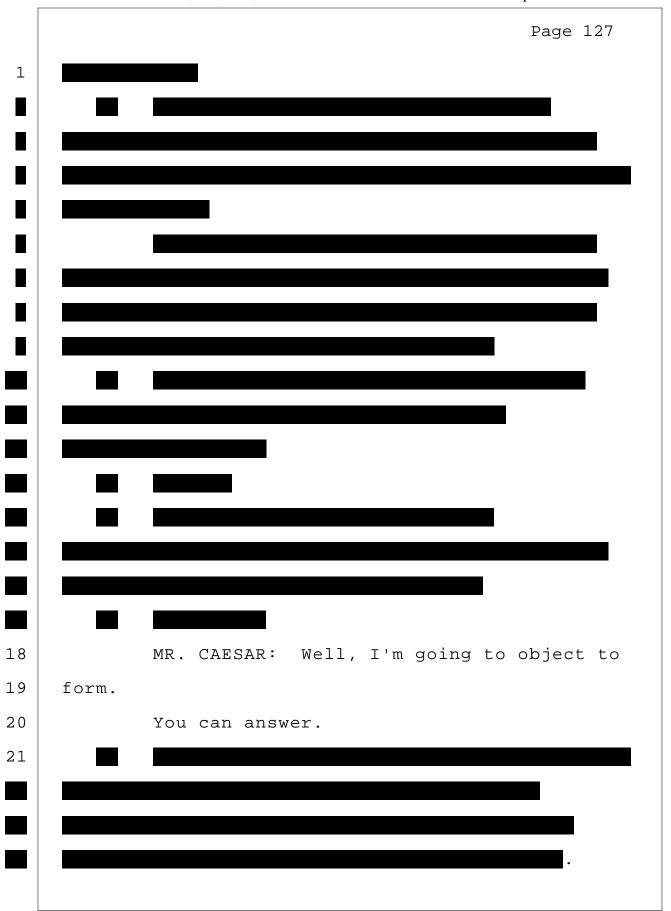




	Page 124
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	Page 125
1	
2	Q. It does. I definitely have a few
3	follow-up questions though.
4	A. Uh-huh.
5	Q. So do you know what HCPCS CMS crosswalks
6	to APC 5823? Do you know what those what those
7	HCPCS are?
8	A. Not off the top of my head, no.
9	Q. Okay. Do you know if those HCPCS refer to
10	services provided in a hospital setting?
11	A. Not off the top of my head, no.
12	Q. Okay. Do you know what type of provider
13	would render the services that roll up into
14	APC 5823?
15	A. In the SAF file it's going to be coming
16	from hospital outpatient providers.
17	

	ED, DB, BW, KIT V. Officed Heartificate Historiance Comp
	Page 126
	MR. CAESAR: Objection as to form,
argumen	itative
	MR. KING: Mischaracterization
	MR. CAESAR: Yeah, mischaracterization o
the tes	stimony.
	You can answer.
	THE WITNESS: Can I respond? Okay.
	MR. CAESAR: Yes, please.



Page 128
BY MR. MODIANO:
Q. Okay. I know you're not a statistician.
A. Uh-huh.
Q. But I believe you testified you took a few
stat courses; correct?
A. Yes, sir
Q. So
A a long time ago.
Q. If you recall, what is the difference
between accuracy and precision?
A. The difference between accuracy and
precision? I mean, this to me is a loaded
question of like how many ping pong balls fit in
an airplane. Okay?
So to me it's my job to basically say the
way that you approach those two are by asking
questions and what is the real context of each
question and what you're actually asking.
Q. Okay. So what I would then ask is where
is the analysis showing that the codes that are in

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	Page 129
1	5823 are a fair and accurate representation of
2	the services provided in H0015?
3	A. I do not know of the actual analysis or
4	the discussions that were had regarding 5823.
5	Q. Okay. Do you know if those records exist?
6	A. I do not know.
7	Q. Okay. Do you know if those records were
8	searched for?
9	A. I did not search any records, so I
10	that's not a question for me.
11	Q. Okay. So I can represent to you that one
12	of the HCPCS that is that is within APC 5823 is
13	90834.
14	Are you familiar with HCPCS 90834?
15	A. Not off the top of my head, no.
16	Q. A description of psychiatric treatment
17	with patient 45 minutes.
18	A. Yeah.
19	Q. Does that sound okay.
20	So are you familiar with how much
21	how the length of time treatment is typically
22	provided for in H0015 or what it's supposed to
23	represent?
24	A. No, I'm not.

Page 130

Q. Okay. I believe that there was a description provided earlier, but I think -- so if -- would you agree with me that 45 minutes of treatment is different -- I mean, I know this is kind of an odd question, the way to put this question.

But would you agree with me that
45 minutes of treatment is different from
three hours of treatment?

10 MR. CAESAR: Objection as to form.

11 BY MR. MODIANO:

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12 Q. Psychiatric treatment.

MR. CAESAR: Lack of foundation.

If you're able to even offer an answer.

A. Yeah, I'm not familiar with the differences between 45 minutes of treatment and three hours of treatment or the varying levels of intensity that go with each one of those.

Again, there are over 15,000, you know, HCPCS codes, 20-some thousand professional codes. You know, exact, specific examples of these again are really up a coder's alley of explaining the differences between the clinical aspects of both.

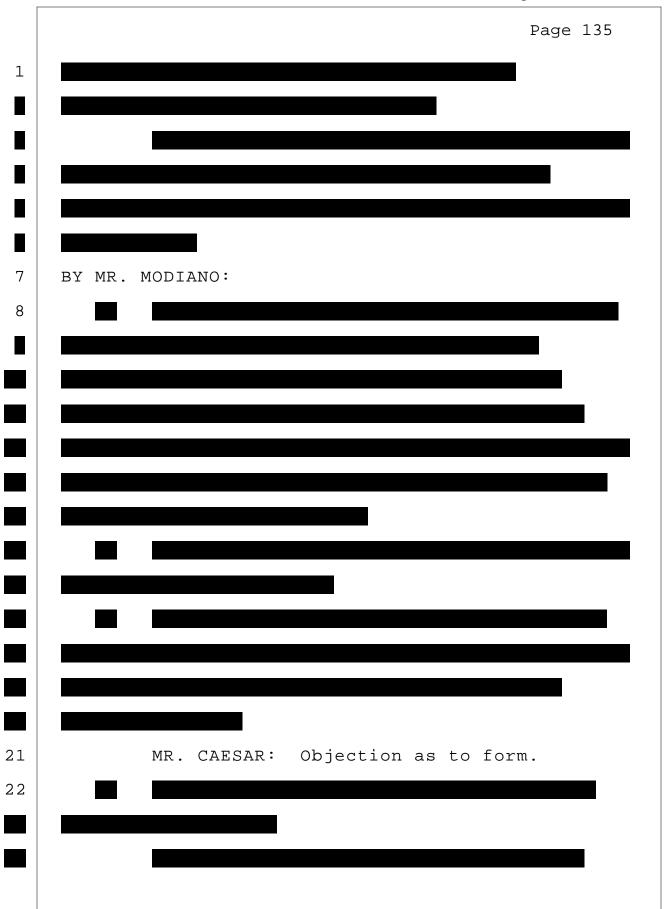
	Page 131
1	MR. KING: Should we take a break?
2	MR. CAESAR: Are we going to get to a
3	point where you can a stopping point? Because
4	it's like 12:30. We've been going for a while.
5	It's probably a good time to take a lunch break.
6	When you're ready, Aaron. I don't want to
7	interrupt your line here.
8	MR. MODIANO: No. I mean, I'm
9	honestly, I probably if you want to push
10	through for maybe a half an hour, tops, I'm
11	probably going to be done at that point, or we
12	can take a break and come back.
13	MR. KING: Or we can go
14	MR. CAESAR: Let's take a break.
15	MR. KING: Let's take a five-minute break.
16	Do ten minutes.
17	THE VIDEOGRAPHER: Going off the record at
18	12:28 PM.
19	(Recess taken.)
20	THE VIDEOGRAPHER: Good afternoon. We are
21	back on record at 12:40 PM. You may proceed.
22	MR. MODIANO: Thank you.
23	BY MR. MODIANO:
24	Q. Mr. Crandell, when we just took our break,

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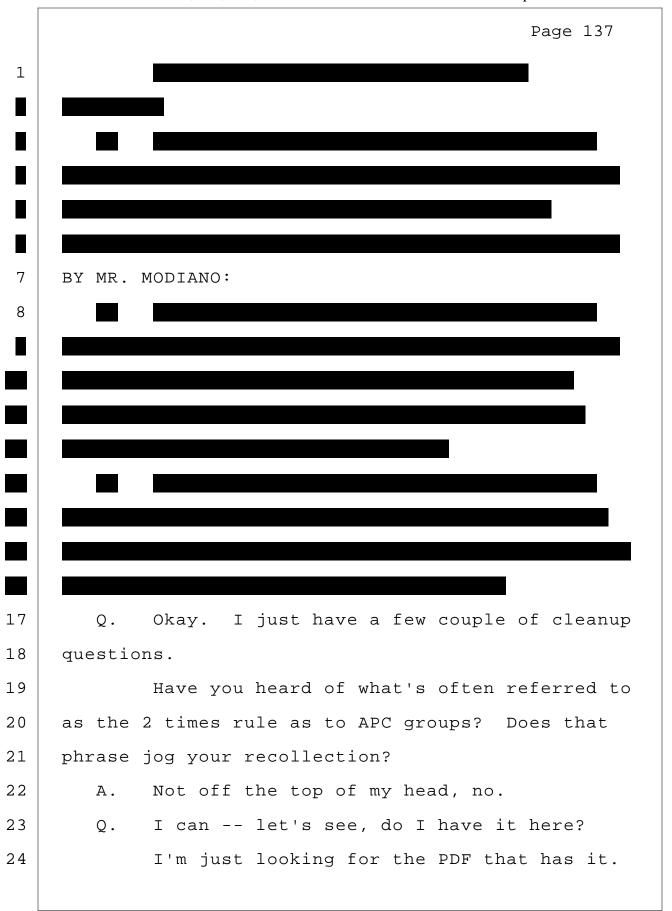
					Page	132
I believ	e we were	discussing	APC	code	5823.	
Α.	Yes.					

	Page 13
	MR. CAESAR: Objection as to form, lack
founda	tion. I'm not sure that the premise of
the qu	estion is accurate.
	The witness can answer.
	MR. CAESAR: Objection as to form.
	MR. CAEDAR. ODJECCION AB CO TOTAL.

	And in the benefits administration, I
don't k	now.
BY MR. I	MODIANO:
Q.	Sure. I mean, my question is much
narrowe	r than that.
А.	Uh-huh.
	MR. CAESAR: Do you understand
the gue	
the que	
the que	
the que	stion?
the que	stion?
the que	stion?



Page 136
BY MR. MODIANO:
Q. Okay. So it takes an input and it gives
you an output?
A. Yup. That's the way we designed it. It's
not a rules engine. It's something that these are
the inputs in, here's what you get out.



Page 138
Well, I don't I have it printed, but I don't
have the PDF so I'll just
MR. CAESAR: Is there a Bates number or
something?

	Page 139	
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	Page 140
1	
2	Q. Yeah.
3	Would you agree with the no.
4	Strike that. I'll just leave it at that.
5	MR. MODIANO: I'll say, you know, I know
6	you took a lot of time preparing, and I've taken a
7	good number of hours, not seven, don't worry about
8	that, but you've taken a long time to prepare for
9	this, and you've really answered all of my
10	questions, and I appreciate it.
11	So I'll just say I'll say thank you,
12	and I'll leave it at that.
13	THE WITNESS: I appreciate the time, and I
14	hope I answered your questions. I answered them
15	to the best of my ability, so
16	MR. CAESAR: Okay. The witness will read
17	and sign. And, again, we have this deposition
18	designated as confidential, AEO, pursuant to
19	the protective order, please.
20	We have no questions.
21	THE VIDEOGRAPHER: Okay. Counsel, please
22	stay online and stand by.
23	MR. MODIANO: Oh, well, there's one more
24	counsel.

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	Page 141
1	THE VIDEOGRAPHER: I'm sorry.
2	MS. RICHARDSON: And nothing from me.
3	MR. MODIANO: Okay. I just didn't want to
4	leave you out.
5	MS. RICHARDSON: No problem. Thanks,
6	Aaron.
7	THE VIDEOGRAPHER: Okay. Great.
8	Thank you.
9	As mentioned, please stay online and
10	stand by. We are going off the video record at
11	12:53 PM and concludes today's testimony. Master
12	media will be retained by Veritext Legal
13	Solutions. Thank you all.
14	(The following proceedings were
15	held off the video record.)
16	MR. MODIANO: We'll take a rough.
17	THE COURT REPORTER: And what about
18	the final?
19	MR. MODIANO: Definitely that too.
20	THE COURT REPORTER: Is regular delivery
21	okay or do you need it sooner?
22	MR. MODIANO: It depends on what regular
23	means.
24	THE COURT REPORTER: Ten business days.

	Page 142
1	Attorney Modiano, would you like
2	the transcript regular delivery?
3	MR. MODIANO: Yes, please.
4	MR. CAESAR: Yes.
5	THE COURT REPORTER: Attorney Caesar, did
6	you want a rough draft?
7	MR. CAESAR: We would like a rough draft,
8	but we'll take the formal regular.
9	THE COURT REPORTER: Attorney Richardson,
10	would you like a rough draft?
11	MS. RICHARDSON: Yes, please, same order
12	as everybody else.
13	(Whereupon proceedings were
14	adjourned.)
15	
16	
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	Page 143
1	UNITED STATES DISTRICT COURT
2	NORTHERN DISTRICT OF CALIFORNIA
3	LD, DB, BW, RH, and CJ on
	behalf of themselves and)
4	all others similarly situated,)
	Plaintiffs,)No.
5	vs.)4:20-cv-02254-YGR
	UNITED HEALTHCARE INSURANCE)
6	COMPANY, a Connecticut) CONFIDENTIAL
	Corporation, UNITED BEHAVIORAL) ATTORNEYS' EYES
7	HEALTH, a California) ONLY
	Corporation, and MULTIPLAN,)
8	INC., a New York Corporation,)
	Defendants.)
9	
10	This is to certify that I have read
11	the transcript of my deposition taken in the
12	above-entitled cause by Deralyn Gordon, Certified
13	Shorthand Reporter, on July 14, 2022, and that the
14	foregoing transcript accurately states the
15	questions asked and the answers given by me as
16	they now appear.
17	
18	MULTIPLAN, INC.,
19	by and through Sean Crandell
20	Subscribed and sworn to
21	before me this day
22	of, 2022.
23	
24	Notary Public

	Page 144	
1	Case Name: LD vs. United Healthcare	
2	Deposition of: MULTIPLAN, INC.,	
3	by and through Sean Crandell	
4	Date Taken: July 14, 2022	
5		
6	Page Line Change:	
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23	Date:	
24	Signature:	

		Page 145
1	Case Name: I	D vs. United Healthcare
2	Deposition of	: MULTIPLAN, INC.,
3		by and through Sean Crandell
4	Date Taken:	July 14, 2022
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23	Date:	
24	Signature:	

Page 146 1 STATE OF ILLINOIS 2 SS: 3 COUNTY OF C O O K I, Deralyn Gordon, a notary public within and 4 for the County of Cook and State of Illinois, do 5 hereby certify that heretofore, to-wit, on the 6 7 14th of July, 2022, personally appeared before me via virtual Zoom, MULTIPLAN, INC., by and through 8 9 Sean Crandell, in a cause now pending and undetermined in the United States District Court 10 11 Northern District of California, wherein LD, et 12 al., are the Plaintiffs, and United Healthcare Insurance Company, et al., are the Defendants. 13 14 I further certify that the said witness was 15 first duly sworn to testify the truth, the whole truth and nothing but the truth in the cause 16 17 aforesaid; that the testimony then given by said 18 witness was reported stenographically by me in the 19 presence of the said witness, and afterwards 20 reduced to typewriting by Computer-Aided 21 Transcription, and the foregoing is a true and 22 correct transcript of the testimony so given by said witness as aforesaid. 23 24 I further certify that the signature to the

Page 147 foregoing deposition was not waived by counsel for 1 2 the respective parties. 3 I further certify that the taking of this deposition was pursuant to Notice, and that there 4 5 were present at the deposition the attorneys hereinbefore mentioned. 6 7 I further certify that I am not counsel for nor in any way related to the parties to this 8 9 suit, nor am I in any way interested in the 10 outcome thereof. 11 IN TESTIMONY WHEREOF: I have hereunto set my 12 hand and affixed my notarial seal this 18th day of 13 July, 2022. 14 15 Mralyn Godor 16 17 18 19 Notary Public, Cook County, Illinois 20 21 22 23 2.4

[**& - 2018**] Page 1

&	1	12:28 131:18	105:16 111:19
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- (e) Review By the Witness; Changes.
- (1) Review; Statement of Changes. On request by the deponent or a party before the deposition is completed, the deponent must be allowed 30 days after being notified by the officer that the transcript or recording is available in which:
- (A) to review the transcript or recording; and
- (B) if there are changes in form or substance, to sign a statement listing the changes and the reasons for making them.
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